

# MICHIGAN VEHICLE CODE (EXCERPT)

## Act 300 of 1949

### CHAPTER VII

#### REGISTRATION FEES

#### **257.801 Registration taxes on vehicles; schedules; computation; exemption from ad valorem taxes on vehicles in stock or bond; increase and disposition of certain taxes; late fee; definitions.**

Sec. 801. (1) The secretary of state shall collect the following taxes at the time of registering a vehicle, which shall exempt the vehicle from all other state and local taxation, except the fees and taxes provided by law to be paid by certain carriers operating motor vehicles and trailers under the motor carrier act, 1933 PA 254, MCL 475.1 to 479.43; the taxes imposed by the motor carrier fuel tax act, 1980 PA 119, MCL 207.211 to 207.234; and except as otherwise provided by this act:

(a) For a motor vehicle, including a motor home, except as otherwise provided, and a pickup truck or van that weighs not more than 8,000 pounds, except as otherwise provided, according to the following schedule of empty weights:

| Empty weights               | Tax                                       |
|-----------------------------|---|
| 0 to 3,000 pounds.....      | \$ 29.00                                  |
| 3,001 to 3,500 pounds.....  | 32.00                                     |
| 3,501 to 4,000 pounds.....  | 37.00                                     |
| 4,001 to 4,500 pounds.....  | 43.00                                     |
| 4,501 to 5,000 pounds.....  | 47.00                                     |
| 5,001 to 5,500 pounds.....  | 52.00                                     |
| 5,501 to 6,000 pounds.....  | 57.00                                     |
| 6,001 to 6,500 pounds.....  | 62.00                                     |
| 6,501 to 7,000 pounds.....  | 67.00                                     |
| 7,001 to 7,500 pounds.....  | 71.00                                     |
| 7,501 to 8,000 pounds.....  | 77.00                                     |
| 8,001 to 8,500 pounds.....  | 81.00                                     |
| 8,501 to 9,000 pounds.....  | 86.00                                     |
| 9,001 to 9,500 pounds.....  | 91.00                                     |
| 9,501 to 10,000 pounds..... | 95.00                                     |
| over 10,000 pounds.....     | \$ 0.90 per 100 pounds<br>of empty weight |

On October 1, 1983, and October 1, 1984, the tax assessed under this subdivision shall be annually revised for the registrations expiring on the appropriate October 1 or after that date by multiplying the tax assessed in the preceding fiscal year times the personal income of Michigan for the preceding calendar year divided by the personal income of Michigan for the calendar year that preceded that calendar year. In performing the calculations under this subdivision, the secretary of state shall use the spring preliminary report of the United States department of commerce or its successor agency. A van that is owned by an individual who uses a wheelchair or by an individual who transports a member of his or her household who uses a wheelchair and for which registration plates are issued under section 803d shall be assessed at the rate of 50% of the tax provided for in this subdivision.

(b) For a trailer coach attached to a motor vehicle, the tax shall be assessed as provided in subdivision (l). A trailer coach not under 1959 PA 243, MCL 125.1035 to 125.1043, and while located on land otherwise assessable as real property under the general property tax act, 1893 PA 206, MCL 211.1 to 211.155, if the trailer coach is used as a place of habitation, and whether or not permanently affixed to the soil, is not exempt from real property taxes.

(c) For a road tractor, truck, or truck tractor owned by a farmer and used exclusively in connection with a farming operation, including a farmer hauling livestock or farm equipment for other farmers for remuneration in kind or in labor, but not for money, or used for the transportation of the farmer and the farmer's family, and not used for hire, 74 cents per 100 pounds of empty weight of the road tractor, truck, or truck tractor. If the road tractor, truck, or truck tractor owned by a farmer is also used for a nonfarming operation, the farmer is subject to the highest registration tax applicable to the nonfarm use of the vehicle but is not subject to more than 1 tax rate under this act.

(d) For a road tractor, truck, or truck tractor owned by a wood harvester and used exclusively in connection with the wood harvesting operations or a truck used exclusively to haul milk from the farm to the first point of delivery, 74 cents per 100 pounds of empty weight of the road tractor, truck, or truck tractor. A registration

secured by payment of the tax prescribed in this subdivision continues in full force and effect until the regular expiration date of the registration. As used in this subdivision:

(i) "Wood harvester" includes the person or persons hauling and transporting raw materials in the form produced at the harvest site or hauling and transporting wood harvesting equipment. Wood harvester does not include a person or persons whose primary activity is tree-trimming or landscaping.

(ii) "Wood harvesting equipment" includes all of the following:

(A) A vehicle that directly harvests logs or timber, including, but not limited to, a processor or a feller buncher.

(B) A vehicle that directly processes harvested logs or timber, including, but not limited to, a slasher, delimber, processor, chipper, or saw table.

(C) A vehicle that directly processes harvested logs or timber, including, but not limited to, a forwarder, grapple skidder, or cable skidder.

(D) A vehicle that directly loads harvested logs or timber, including, but not limited to, a knuckle-boom loader, front-end loader, or forklift.

(E) A bulldozer or road grader being transported to a wood harvesting site specifically for the purpose of building or maintaining harvest site roads.

(iii) "Wood harvesting operations" does not include the transportation of processed lumber, Christmas trees, or processed firewood for a profit making venture.

(e) For a hearse or ambulance used exclusively by a licensed funeral director in the general conduct of the licensee's funeral business, including a hearse or ambulance whose owner is engaged in the business of leasing or renting the hearse or ambulance to others, \$1.17 per 100 pounds of the empty weight of the hearse or ambulance.

(f) For a vehicle owned and operated by this state, a state institution, a municipality, a privately incorporated, nonprofit volunteer fire department, or a nonpublic, nonprofit college or university, \$5.00 per plate. A registration plate issued under this subdivision expires on June 30 of the year in which new registration plates are reissued for all vehicles by the secretary of state.

(g) For a bus including a station wagon, carryall, or similarly constructed vehicle owned and operated by a nonprofit parents' transportation corporation used for school purposes, parochial school or society, church Sunday school, or any other grammar school, or by a nonprofit youth organization or nonprofit rehabilitation facility; or a motor vehicle owned and operated by a senior citizen center, \$10.00, if the bus, station wagon, carryall, or similarly constructed vehicle or motor vehicle is designated by proper signs showing the organization operating the vehicle.

(h) For a vehicle owned by a nonprofit organization and used to transport equipment for providing dialysis treatment to children at camp; for a vehicle owned by the civil air patrol, as organized under 36 USC 40301 to 40307, \$10.00 per plate, if the vehicle is designated by a proper sign showing the civil air patrol's name; for a vehicle owned and operated by a nonprofit veterans center; for a vehicle owned and operated by a nonprofit recycling center or a federally recognized nonprofit conservation organization; for a motor vehicle having a truck chassis and a locomotive or ship's body that is owned by a nonprofit veterans organization and used exclusively in parades and civic events; or for an emergency support vehicle used exclusively for emergencies and owned and operated by a federally recognized nonprofit charitable organization, \$10.00 per plate.

(i) For each truck owned and operated free of charge by a bona fide ecclesiastical or charitable corporation, or red cross, girl scout, or boy scout organization, 65 cents per 100 pounds of the empty weight of the truck.

(j) For each truck, weighing 8,000 pounds or less, and not used to tow a vehicle, for each privately owned truck used to tow a trailer for recreational purposes only and not involved in a profit making venture, and for each vehicle designed and used to tow a mobile home or a trailer coach, except as provided in subdivision (b), \$38.00 or an amount computed according to the following schedule of empty weights, whichever is greater:

| Empty weights                | Per 100 pounds |
|------------------------------|----------------|
| 0 to 2,500 pounds.....       | \$ 1.40        |
| 2,501 to 4,000 pounds.....   | 1.76           |
| 4,001 to 6,000 pounds.....   | 2.20           |
| 6,001 to 8,000 pounds.....   | 2.72           |
| 8,001 to 10,000 pounds.....  | 3.25           |
| 10,001 to 15,000 pounds..... | 3.77           |
| 15,001 pounds and over.....  | 4.39           |

If the tax required under subdivision (p) for a vehicle of the same model year with the same list price as the vehicle for which registration is sought under this subdivision is more than the tax provided under the preceding provisions of this subdivision for an identical vehicle, the tax required under this subdivision is not less than the tax required under subdivision (p) for a vehicle of the same model year with the same list price.

(k) For each truck weighing 8,000 pounds or less towing a trailer or any other combination of vehicles and for each truck weighing 8,001 pounds or more, road tractor or truck tractor, except as provided in subdivision (j) according to the following schedule of elected gross weights:

| Elected gross weight           | Tax       |
|--------------------------------|-----------|
| 0 to 24,000 pounds.....        | \$ 491.00 |
| 24,001 to 26,000 pounds.....   | 558.00    |
| 26,001 to 28,000 pounds.....   | 558.00    |
| 28,001 to 32,000 pounds.....   | 649.00    |
| 32,001 to 36,000 pounds.....   | 744.00    |
| 36,001 to 42,000 pounds.....   | 874.00    |
| 42,001 to 48,000 pounds.....   | 1,005.00  |
| 48,001 to 54,000 pounds.....   | 1,135.00  |
| 54,001 to 60,000 pounds.....   | 1,268.00  |
| 60,001 to 66,000 pounds.....   | 1,398.00  |
| 66,001 to 72,000 pounds.....   | 1,529.00  |
| 72,001 to 80,000 pounds.....   | 1,660.00  |
| 80,001 to 90,000 pounds.....   | 1,793.00  |
| 90,001 to 100,000 pounds.....  | 2,002.00  |
| 100,001 to 115,000 pounds..... | 2,223.00  |
| 115,001 to 130,000 pounds..... | 2,448.00  |
| 130,001 to 145,000 pounds..... | 2,670.00  |
| 145,001 to 160,000 pounds..... | 2,894.00  |
| over 160,000 pounds.....       | 3,117.00  |

For each commercial vehicle registered under this subdivision, \$15.00 shall be deposited in a truck safety fund to be expended for the purposes prescribed in section 25 of 1951 PA 51, MCL 247.675.

If a truck or road tractor without trailer is leased from an individual owner-operator, the lessee, whether a person, firm, or corporation, shall pay to the owner-operator 60% of the tax prescribed in this subdivision for the truck tractor or road tractor at the rate of 1/12 for each month of the lease or arrangement in addition to the compensation the owner-operator is entitled to for the rental of his or her equipment.

(l) For each pole trailer, semitrailer, trailer coach, or trailer, the tax shall be assessed according to the following schedule of empty weights:

| Empty weights               | Tax      |
|-----------------------------|----------|
| 0 to 2,499 pounds.....      | \$ 75.00 |
| 2,500 to 9,999 pounds.....  | 200.00   |
| 10,000 pounds and over..... | 300.00   |

The registration plate issued under this subdivision expires only when the secretary of state reissues a new registration plate for all trailers. Beginning October 1, 2005, if the secretary of state reissues a new registration plate for all trailers, a person who has once paid the tax as increased by 2003 PA 152 for a vehicle under this subdivision is not required to pay the tax for that vehicle a second time, but is required to pay only the cost of the reissued plate at the rate provided in section 804(2) for a standard plate. A registration plate issued under this subdivision is nontransferable.

(m) For each commercial vehicle used for the transportation of passengers for hire except for a vehicle for which a payment is made under 1960 PA 2, MCL 257.971 to 257.972, according to the following schedule of empty weights:

| Empty weights                | Per 100 pounds |
|------------------------------|----------------|
| 0 to 4,000 pounds.....       | \$ 1.76        |
| 4,001 to 6,000 pounds.....   | 2.20           |
| 6,001 to 10,000 pounds.....  | 2.72           |
| 10,001 pounds and over.....  | 3.25           |
| (n) For each motorcycle..... | \$ 23.00       |

On October 1, 1983, and October 1, 1984, the tax assessed under this subdivision shall be annually revised for the registrations expiring on the appropriate October 1 or after that date by multiplying the tax assessed in the preceding fiscal year times the personal income of Michigan for the preceding calendar year divided by the personal income of Michigan for the calendar year that preceded that calendar year. In performing the calculations under this subdivision, the secretary of state shall use the spring preliminary report of the United States department of commerce or its successor agency.

Beginning January 1, 1984, the registration tax for each motorcycle is increased by \$3.00. The \$3.00 increase is not part of the tax assessed under this subdivision for the purpose of the annual October 1 revisions but is in addition to the tax assessed as a result of the annual October 1 revisions. Beginning January 1, 1984,

\$3.00 of each motorcycle fee shall be placed in a motorcycle safety fund in the state treasury and shall be used only for funding the motorcycle safety education program as provided for under sections 312b and 811a.

(o) For each truck weighing 8,001 pounds or more, road tractor, or truck tractor used exclusively as a moving van or part of a moving van in transporting household furniture and household effects or the equipment or those engaged in conducting carnivals, at the rate of 80% of the schedule of elected gross weights in subdivision (k) as modified by the operation of that subdivision.

(p) After September 30, 1983, each motor vehicle of the 1984 or a subsequent model year as shown on the application required under section 217 that has not been previously subject to the tax rates of this section and that is of the motor vehicle category otherwise subject to the tax schedule described in subdivision (a), and each low-speed vehicle according to the following schedule based upon registration periods of 12 months:

(i) Except as otherwise provided in this subdivision, for the first registration that is not a transfer registration under section 809 and for the first registration after a transfer registration under section 809, according to the following schedule based on the vehicle's list price:

| List Price                                 | Tax       |
|--|-----------|
| \$ 0 - \$ 6,000.00.....                    | \$ 30.00  |
| More than \$ 6,000.00 - \$ 7,000.00.....   | \$ 33.00  |
| More than \$ 7,000.00 - \$ 8,000.00.....   | \$ 38.00  |
| More than \$ 8,000.00 - \$ 9,000.00.....   | \$ 43.00  |
| More than \$ 9,000.00 - \$ 10,000.00.....  | \$ 48.00  |
| More than \$ 10,000.00 - \$ 11,000.00..... | \$ 53.00  |
| More than \$ 11,000.00 - \$ 12,000.00..... | \$ 58.00  |
| More than \$ 12,000.00 - \$ 13,000.00..... | \$ 63.00  |
| More than \$ 13,000.00 - \$ 14,000.00..... | \$ 68.00  |
| More than \$ 14,000.00 - \$ 15,000.00..... | \$ 73.00  |
| More than \$ 15,000.00 - \$ 16,000.00..... | \$ 78.00  |
| More than \$ 16,000.00 - \$ 17,000.00..... | \$ 83.00  |
| More than \$ 17,000.00 - \$ 18,000.00..... | \$ 88.00  |
| More than \$ 18,000.00 - \$ 19,000.00..... | \$ 93.00  |
| More than \$ 19,000.00 - \$ 20,000.00..... | \$ 98.00  |
| More than \$ 20,000.00 - \$ 21,000.00..... | \$ 103.00 |
| More than \$ 21,000.00 - \$ 22,000.00..... | \$ 108.00 |
| More than \$ 22,000.00 - \$ 23,000.00..... | \$ 113.00 |
| More than \$ 23,000.00 - \$ 24,000.00..... | \$ 118.00 |
| More than \$ 24,000.00 - \$ 25,000.00..... | \$ 123.00 |
| More than \$ 25,000.00 - \$ 26,000.00..... | \$ 128.00 |
| More than \$ 26,000.00 - \$ 27,000.00..... | \$ 133.00 |
| More than \$ 27,000.00 - \$ 28,000.00..... | \$ 138.00 |
| More than \$ 28,000.00 - \$ 29,000.00..... | \$ 143.00 |
| More than \$ 29,000.00 - \$ 30,000.00..... | \$ 148.00 |

More than \$30,000.00, the tax of \$148.00 is increased by \$5.00 for each \$1,000.00 increment or fraction of a \$1,000.00 increment over \$30,000.00. If a current tax increases or decreases as a result of 1998 PA 384, only a vehicle purchased or transferred after January 1, 1999 shall be assessed the increased or decreased tax.

(ii) For the second registration, 90% of the tax assessed under subparagraph (i).

(iii) For the third registration, 90% of the tax assessed under subparagraph (ii).

(iv) For the fourth and subsequent registrations, 90% of the tax assessed under subparagraph (iii).

For a vehicle of the 1984 or a subsequent model year that has been previously registered by a person other than the person applying for registration or for a vehicle of the 1984 or a subsequent model year that has been previously registered in another state or country and is registered for the first time in this state, the tax under this subdivision shall be determined by subtracting the model year of the vehicle from the calendar year for which the registration is sought. If the result is zero or a negative figure, the first registration tax shall be paid. If the result is 1, 2, or 3 or more, then, respectively, the second, third, or subsequent registration tax shall be paid. A van that is owned by an individual who uses a wheelchair or by an individual who transports a member of his or her household who uses a wheelchair and for which registration plates are issued under section 803d shall be assessed at the rate of 50% of the tax provided for in this subdivision.

(q) For a wrecker, \$200.00.

(r) When the secretary of state computes a tax under this section, a computation that does not result in a whole dollar figure shall be rounded to the next lower whole dollar when the computation results in a figure ending in 50 cents or less and shall be rounded to the next higher whole dollar when the computation results in a figure ending in 51 cents or more, unless specific taxes are specified, and the secretary of state may

accept the manufacturer's shipping weight of the vehicle fully equipped for the use for which the registration application is made. If the weight is not correctly stated or is not satisfactory, the secretary of state shall determine the actual weight. Each application for registration of a vehicle under subdivisions (j) and (m) shall have attached to the application a scale weight receipt of the vehicle fully equipped as of the time the application is made. The scale weight receipt is not necessary if there is presented with the application a registration receipt of the previous year that shows on its face the weight of the motor vehicle as registered with the secretary of state and that is accompanied by a statement of the applicant that there has not been a structural change in the motor vehicle that has increased the weight and that the previous registered weight is the true weight.

(2) A manufacturer is not exempted under this act from paying ad valorem taxes on vehicles in stock or bond, except on the specified number of motor vehicles registered. A dealer is exempt from paying ad valorem taxes on vehicles in stock or bond.

(3) Until October 1, 2011, the tax for a vehicle with an empty weight over 10,000 pounds imposed under subsection (1)(a) and the taxes imposed under subsection (1)(c), (d), (e), (f), (i), (j), (m), (o), and (p) are each increased as follows:

(a) A regulatory fee of \$2.25 that shall be credited to the traffic law enforcement and safety fund created in section 819a and used to regulate highway safety.

(b) A fee of \$5.75 that shall be credited to the transportation administration collection fund created in section 810b.

(4) If a tax required to be paid under this section is not received by the secretary of state on or before the expiration date of the registration plate, the secretary of state shall collect a late fee of \$10.00 for each registration renewed after the expiration date. An application for a renewal of a registration using the regular mail and postmarked before the expiration date of that registration shall not be assessed a late fee. The late fee collected under this subsection shall be deposited into the general fund.

(5) As used in this section:

(a) "Gross proceeds" means that term as defined in section 1 of the general sales tax act, 1933 PA 167, MCL 205.51, and includes the value of the motor vehicle used as part payment of the purchase price as that value is agreed to by the parties to the sale, as evidenced by the signed agreement executed under section 251.

(b) "List price" means the manufacturer's suggested base list price as published by the secretary of state, or the manufacturer's suggested retail price as shown on the label required to be affixed to the vehicle under 15 USC 1232, if the secretary of state has not at the time of the sale of the vehicle published a manufacturer's suggested retail price for that vehicle, or the purchase price of the vehicle if the manufacturer's suggested base list price is unavailable from the sources described in this subdivision.

(c) "Purchase price" means the gross proceeds received by the seller in consideration of the sale of the motor vehicle being registered.

**History:** 1949, Act 300, Eff. Sept. 23, 1949;—Am. 1951, Act 55, Eff. Dec. 1, 1951;—Am. 1952, Act 161, Eff. Sept. 18, 1952;—Am. 1953, Act 179, Imd. Eff. June 8, 1953;—Am. 1954, Act 147, Eff. Aug. 13, 1954;—Am. 1956, Act 130, Eff. Aug. 11, 1956;—Am. 1957, Act 90, Eff. Sept. 27, 1957;—Am. 1960, Act 104, Imd. Eff. Apr. 26, 1960;—Am. 1962, Act 82, Eff. Mar. 28, 1963;—Am. 1963, Act 41, Eff. Sept. 6, 1963;—Am. 1967, Ex. Sess., Act 3, Imd. Eff. Nov. 15, 1967;—Am. 1969, Act 309, Imd. Eff. Aug. 14, 1969;—Am. 1970, Act 106, Imd. Eff. July 23, 1970;—Am. 1976, Act 26, Imd. Eff. Feb. 27, 1976;—Am. 1976, Act 114, Imd. Eff. May 14, 1976;—Am. 1976, Act 439, Imd. Eff. Jan. 13, 1977;—Am. 1976, Act 441, Eff. Mar. 31, 1977;—Am. 1978, Act 427, Imd. Eff. Sept. 30, 1978;—Am. 1979, Act 47, Imd. Eff. July 3, 1979;—Am. 1980, Act 117, Imd. Eff. May 14, 1980;—Am. 1980, Act 153, Imd. Eff. June 11, 1980;—Am. 1980, Act 270, Imd. Eff. Oct. 1, 1980;—Am. 1981, Act 58, Imd. Eff. June 4, 1981;—Am. 1982, Act 187, Eff. Jan. 1, 1984;—Am. 1982, Act 350, Imd. Eff. Dec. 21, 1982;—Am. 1982, Act 439, Eff. Jan. 1, 1983;—Am. 1983, Act 165, Eff. Oct. 1, 1983;—Am. 1984, Act 173, Imd. Eff. June 29, 1984;—Am. 1985, Act 32, Imd. Eff. June 13, 1985;—Am. 1987, Act 238, Imd. Eff. Dec. 28, 1987;—Am. 1988, Act 346, Imd. Eff. Oct. 25, 1988;—Am. 1990, Act 181, Imd. Eff. July 18, 1990;—Am. 1994, Act 50, Imd. Eff. Mar. 25, 1994;—Am. 1994, Act 94, Imd. Eff. Apr. 13, 1994;—Am. 1994, Act 95, Eff. June 1, 1994;—Am. 1994, Act 395, Eff. Mar. 30, 1995;—Am. 1995, Act 129, Imd. Eff. June 30, 1995;—Am. 1995, Act 226, Imd. Eff. Dec. 14, 1995;—Am. 1997, Act 80, Eff. Oct. 1, 1997;—Am. 1998, Act 384, Eff. Jan. 1, 1999;—Am. 2000, Act 47, Imd. Eff. Mar. 27, 2000;—Am. 2000, Act 82, Eff. July 1, 2000;—Am. 2000, Act 502, Imd. Eff. Jan. 11, 2001;—Am. 2002, Act 417, Imd. Eff. June 5, 2002;—Am. 2003, Act 152, Eff. Oct. 1, 2003;—Am. 2004, Act 427, Imd. Eff. Dec. 17, 2004;—Am. 2006, Act 136, Imd. Eff. May 12, 2006;—Am. 2006, Act 562, Eff. Jan. 1, 2007;—Am. 2008, Act 7, Imd. Eff. Feb. 15, 2008;—Am. 2009, Act 99, Imd. Eff. Sept. 30, 2009.

## **257.801a Registration fees; portable feed mills or mixers.**

Sec. 801a. In computing the tax imposed by section 801 on portable feed mills or mixers used to grind or mix grain at the farm for use on the farm and not for resale, the secretary of state shall use the weight of the cab and chassis only.

**History:** Add. 1958, Act 3, Imd. Eff. Feb. 27, 1958.



**257.801b Refund of specific tax paid in error; refund of dealer license fees; refund on and return of registration plates or tabs; refund in case of original application for certain registration plates; refund or credit for plates issued under MCL 257.801g.**

Sec. 801b. (1) If a person, through error either on his or her own part or that of the secretary of state, pays the specific tax required by section 801 or 802 more than once on the same equipment, the secretary of state, upon application and satisfactory proof, shall refund the amount paid in error. A claim shall be filed within 1 year after the date of payment and verified by the secretary of state before a refund is made. If an application for a dealer license provided for in section 248 is withdrawn by the applicant or the applicant's heir, before issuance of the dealer license, the fees that accompanied the application under sections 803, 803a, and 807 may be refunded by the secretary of state upon application and satisfactory proof.

(2) If a person's license to drive a motor vehicle is revoked, suspended, or denied for medical or physical reasons, the person may return the registration plates and obtain a refund on the plates prorated on a monthly basis for the time period remaining in the registration year from the date the plates are returned. However, the refund shall not exceed the original registration fee.

(3) Upon the death of a spouse, the surviving spouse may return registration plates and obtain a refund on the plates prorated on a monthly basis for the time period remaining in the registration year from the date the plates are returned. However, the refund shall not exceed the original registration fee.

(4) The owner of a registered vehicle who transfers or assigns title or interest in that registered vehicle before placing upon the registered vehicle the registration plates or tabs issued for that registered vehicle may obtain a refund in full from the secretary of state for the registration plates or tabs. Registration plates, or tabs issued for 1978 and thereafter shall be returned by the owner within 30 days following the date of transfer or assignment.

(5) The owner of a vehicle registered pursuant to section 801d(2) who transfers or assigns title or interest in the vehicle may obtain a refund on the registration for each unused, whole registration period remaining on the registration from the date the plates are returned and the application for a refund is made.

(6) In the case of an original application for registration plates issued under section 217a or 803b, the secretary of state shall issue a refund prorated on a monthly basis from the date of application for the time period remaining in the previously issued registration, if an application for the refund is made and satisfactory proof is presented to the secretary of state. A refund shall not be made if the amount due is less than \$5.00.

(7) In the case of an original application for the registration plates bearing the letters "SEN" or "REP", the secretary of state shall issue a refund prorated on a monthly basis from the date of application for the time period remaining in the previously issued registration.

(8) In the case of an original application and issuance of an international registration plan registration plate under section 801g, the secretary of state shall make a refund as a credit prorated on a monthly basis from the date of application for the months remaining for the previously issued registration on the same vehicle, if an application for the refund as a credit is made and satisfactory proof of eligibility is presented to the secretary of state. A refund as a credit shall not exceed the total amount of the Michigan apportioned fees assessed for the plates issued under section 801g nor be made if the amount due is less than \$5.00. For the purpose of this subsection, a month shall mean 30 consecutive days and a partial month shall be considered as a whole month.

**History:** Add. 1959, Act 64, Imd. Eff. June 5, 1959;—Am. 1974, Act 187, Imd. Eff. July 2, 1974;—Am. 1978, Act 62, Imd. Eff. Mar. 14, 1978;—Am. 1978, Act 548, Imd. Eff. Dec. 22, 1978;—Am. 1978, Act 587, Imd. Eff. Jan. 3, 1979;—Am. 1980, Act 46, Imd. Eff. Mar. 19, 1980;—Am. 1980, Act 281, Imd. Eff. Oct. 9, 1980;—Am. 1986, Act 311, Imd. Eff. Dec. 23, 1986.

**257.801c Nonpayment of check or draft for fee or tax on vehicle; liability; penalties; collection of delinquent accounts.**

Sec. 801c. (1) If a check or draft in payment of a fee or tax under this act is not paid on its first presentation, the fee or tax is delinquent as of the date the check or draft was tendered. The person tendering the check or draft remains liable for the payment of each fee or tax and a penalty.

(2) If a fee or tax is still delinquent 15 days after the department gives notice to the person tendering the check or draft, a penalty shall be assessed and collected in addition to the fee or tax, and the penalty shall be deposited in the state general fund. The penalty shall be assessed according to the following table:

| Amount of Check or Draft | Penalty |
|--------------------------|---------|
| \$ .01 to 15.00          | \$ 5.00 |
| 15.01 to 50.00           | 10.00   |
| 50.01 to 100.00          | 20.00   |
| 100.01 to 300.00         | 60.00   |

300.01 and higher

20% of the check or draft

(3) An operator's or chauffeur's license shall not be issued or renewed for a person who has had outstanding against him or her a claim resulting from nonpayment of a check or draft used to pay a fee or tax to the secretary of state.

(4) The department shall suspend, until all fees, taxes, and penalties due are paid, the operator's or chauffeur's license of a person who has had outstanding against him or her for not less than 60 days a claim resulting from nonpayment of a check or draft used to pay a fee or tax to the secretary of state. A person whose operator's or chauffeur's license has been suspended under this section shall not be subject to the examination provisions of section 320c.

(5) The collection of delinquent accounts remains the responsibility of the office of secretary of state.

**History:** Add. 1971, Act 8, Eff. July 1, 1971;—Am. 1976, Act 315, Imd. Eff. Dec. 7, 1976;—Am. 1980, Act 281, Imd. Eff. Oct. 9, 1980;—Am. 2006, Act 298, Imd. Eff. July 20, 2006.

#### **257.801d Repealed. 2003, Act 152, Eff. Oct. 1, 2003.**

**Compiler's note:** The repealed section pertained to taxes for pole trailer, semitrailer, or trailer, and issuance and registration fees for fleet vehicles.

#### **257.801e Moped; application for registration; form; signature; fee; issuance and contents of certificate of registration; insurance; size, legibility, and inspection of certificate; issuance and display of decal; rules; certificate of registration for use in testing or demonstrating moped; duration of registration.**

Sec. 801e. (1) When a moped required to be registered under this act is sold by a retailer to a general purchaser, the certificate of registration shall be obtained in the name of the purchaser by the retailer. In other cases, the certificate of registration shall be obtained by the purchaser. The application shall be signed by the purchaser of the moped and shall be accompanied by a fee of \$15.00. Upon receipt of the application in approved form, the secretary of state shall enter the application upon the secretary of state's records and issue to the applicant a certificate of registration containing the decal for the moped, the name and address of the owner, and other information the secretary of state considers necessary. A moped shall not be required to be insured in the manner specified for motor vehicles under chapter 31 of Act No. 218 of the Public Acts of 1956, as amended, being sections 500.3101 to 500.3179 of the Michigan Compiled Laws. The certificate of registration shall be pocket size, shall accompany the vehicle, shall be legible, and shall be made available for inspection upon demand by a law enforcement officer.

(2) A decal indicating that the certificate of registration is in full force and effect shall be issued. A registration certificate and decal shall not be issued earlier than 90 days preceding the commencement date of the new registration period. Display of the decal shall be as prescribed by rule promulgated by the secretary of state.

(3) A retailer or manufacturer of mopeds, upon application to the secretary of state upon forms provided by the secretary of state, may obtain certificates of registration for use in the testing or demonstrating of a moped upon payment of \$10.00 for each of the first 2 registration certificates. Additional certificates may be issued at a cost of \$5.00 each and used by the applicant only in the testing or demonstrating of mopeds by temporary placement of the registration on the moped being tested or demonstrated. A certificate issued pursuant to this subsection may be used on only 1 moped at any given time.

(4) A moped registration shall be valid for a 3-year period which begins on May 1 and expires on April 30 of the third registration year. For purposes of this subsection, a registration year begins on May 1 and ends on April 30.

**History:** Add. 1976, Act 439, Imd. Eff. Jan. 13, 1977;—Am. 1978, Act 427, Imd. Eff. Sept. 30, 1978;—Am. 1979, Act 120, Eff. Apr. 15, 1980;—Am. 1983, Act 91, Imd. Eff. June 16, 1983.

#### **257.801f Moped; notice of destruction or abandonment; surrender and cancellation of certificate of registration; notice of change of address; transfer of certificate; fee; duration of registration; duplicate certificate.**

Sec. 801f. (1) The owner of a moped shall notify the secretary of state if the moped is destroyed or abandoned within 15 days after its destruction or abandonment. Notice shall consist of a surrender of the certificate of registration on which the proper information shall be noted on a place to be provided. The secretary of state shall cancel the certificate and enter that fact in the records of the secretary of state.

(2) The owner of a moped shall notify the secretary of state upon a change of address. The new address shall be recorded by the secretary of state and a certificate of registration bearing that information shall be returned to the owner.

(3) The transferee of a moped, within 15 days after acquiring it, shall make application to the secretary of state for transfer of the certificate of registration issued to the moped, giving the transferee's name, address, and the number of the moped and pay to the secretary of state a transfer fee of \$10.00. A registration fee of \$10.00 shall be assessed if the transferred registration would have remained valid for 1 year or less. If the transferred registration would have remained valid for more than 1 year but less than 2 years, a registration fee of \$5.00 shall be assessed. A registration fee shall not be assessed if the transferred registration would have remained valid for 2 or more years. Upon receipt of the application and fees, the secretary of state shall transfer the certificate of registration issued for the moped to the new owner. The registration shall be valid for 3 registration years. Unless the application is made and the fee paid within 15 days, the moped shall be considered to be without certificate of registration and a person shall not operate the moped until a certificate is issued.

(4) If a certificate of registration is lost, mutilated, or becomes illegible, the owner of a moped shall obtain a duplicate of the certificate upon application and payment of a fee of \$2.00.

**History:** Add. 1976, Act 439, Imd. Eff. Jan. 13, 1977;—Am. 1979, Act 120, Eff. Apr. 15, 1980;—Am. 1987, Act 238, Imd. Eff. Dec. 28, 1987.

**Compiler's note:** For effective date of increases in certain fees, charges or taxes provided by this section, see MCL 257.817(1).

**257.801g Apportionment of fee under international registration plan if permitted by reciprocal compact, agreement, or other arrangement; definition; issuance of registration plate and cab card upon payment of apportioned fee; purchase of annual international registration plan plates; service fee; notice; effect of late payment; effect of surrendering or not surrendering registration plate; temporary registration.**

Sec. 801g. (1) Notwithstanding section 801(1)(j) or 801(1)(k), for a truck, truck tractor, or road tractor engaged in interstate commerce, for which a registration fee otherwise would be provided in section 801(1)(j) or 801(1)(k), the fee may be apportioned under the international registration plan according to the miles traveled in this state in relation to the total miles traveled by the vehicle, if the apportionment is permitted by a reciprocal compact, agreement, or other arrangement entered into by the Michigan highway reciprocity board.

(2) For the purposes of this section, "international registration plan" means a method of licensing trucks and bus fleets proportionally among 2 or more member jurisdictions and includes an apportioned fee that is determined according to the fleet's percentage of miles generated in the various jurisdictions. Upon payment of the apportioned fee there shall be issued 1 registration plate and 1 cab card for each vehicle with the cab card indicating the jurisdictions in which the unit is registered and the registered weight for each jurisdiction.

(3) If the apportionment is permitted, and if at the time of purchase a person elects to have the fees apportioned and the registration is valid for at least 12 months, the annual international registration plan plates may be purchased by paying any out of state portion and 1/2 the amount apportioned for Michigan fees and an extra \$10.00 service fee per vehicle upon purchase and the balance within 180 days before the date of expiration. The secretary of state shall notify a person who has elected to use the installment option of this subsection informing the person of the amount due and of the penalties that shall be imposed if payment is not received within 180 days before the date of expiration. If a person is late on paying the balance, a penalty shall be assessed and collected in addition to the fee and that person shall not be eligible to elect the apportionment payment plan for the next 2 registration years following the year of the delinquency. The penalty shall be 25% of the outstanding balance. The secretary of state shall suspend the registration of any vehicle for which the registration fee is not paid in full and transmit a statement of the delinquent balance, including the penalty, to the department of treasury for collection.

(4) If a person surrenders a registration plate purchased under section 801(1)(j) or 801(1)(k) for a registration under this section for the same vehicle, the apportioned fee for the exchange registration shall bear the same relationship to the fee required under this section for a 12-month registration as the length of time the exchange registration bears to 12 months. Partial months shall be considered as whole months in the calculation of the required fee and in the determination of the length of time between the application for a registration and the last day of the month of expiration. The calculation shall include any refund as a credit provided for in section 801b(8). The fee required for the registration shall be rounded off to whole dollars as provided in section 801.

(5) If a person does not surrender a registration plate purchased under section 801(1)(j) or 801(1)(k) for a registration under this section, the apportioned fee shall be determined as provided for in this section except the apportioned fee for a registration purchased shall bear the same relationship to the fee required under this section for a 12-month registration as the length of time the registration bears to 12 months. Partial months shall be considered as whole months in the calculation of the required fee and in the determination of the



length of time between the application for a registration and the last day of the month of expiration. The fee required for this registration shall be rounded off to whole dollars as provided in section 801. Fees under this subsection shall not be prorated for less than 6 months.

(6) Upon proper application for registration of a vehicle under this section, the secretary of state may issue a temporary registration which shall be valid for not more than 45 days from the date of issuance.

(7) The secretary of state may designate an owner or registrant having a fleet of motor vehicles currently registered under this section to act as an agent for the secretary of state for the purpose of issuing to himself or herself a temporary registration. Upon issuance of a temporary registration an agent shall make proper application for an international registration plan registration to the secretary of state within 5 days after issuance of the temporary registration.

(8) An owner issued a temporary registration under this section shall be liable for the fees provided in this section.

(9) If the owner of a vehicle for which a temporary registration is issued pursuant to this subsection fails to pay the registration fee as required in this section, the secretary of state shall suspend the registrations of all vehicles registered by that owner under this section. The registrations shall remain suspended until payment of the fee is made.

**History:** Add. 1980, Act 505, Imd. Eff. Jan. 22, 1981;—Am. 1984, Act 330, Imd. Eff. Dec. 26, 1984;—Am. 1986, Act 311, Imd. Eff. Dec. 23, 1986;—Am. 1989, Act 280, Imd. Eff. Dec. 26, 1989;—Am. 1992, Act 29, Eff. Jan. 1, 1993.

#### **257.801h Fleet registration; application; issuance and display of registration plates; tax; adding or deleting registration; ineligible vehicle; determination of owner's compliance.**

Sec. 801h. (1) Notwithstanding any other provision in this act, the owner or lessee of a fleet of 25 or more vehicles that are or will be registered under section 801 may apply to the secretary of state for special registration plates for any number of 25 or more vehicles in a fleet. An application shall be on a form prescribed by the secretary of state and include an agreement that, at a minimum, the applicant agrees to pay annual fleet registration taxes under this section.

(2) Upon approval of the application and payment of the required registration taxes, the secretary of state may issue the applicant a registration plate under section 224 and a registration certificate under section 222 for each vehicle. The registration plate and certificate shall each be in a format as prescribed by the secretary of state.

(3) The name, emblem, trademark, or logo of the company issued fleet registration plates under this section shall be prominently displayed on the right and left sides of all vehicles registered under this section by that applicant. The name, emblem, trademark, or logo shall contain letters, figures, or numerals in sharp contrast to the background of the name, emblem, trademark, or logo and shall be of such size, shape, and color as to be readily legible during daylight hours from a distance of 50 feet.

(4) The registration tax for each vehicle registered under this section shall be paid annually. Registration taxes under this section are payable in full not later than the due date provided in section 226. If the owner of a vehicle registered under this section fails to pay the annual registration tax for that vehicle or fails to comply with the terms of the fleet registration plate agreement provided in subsection (1), the secretary of state shall immediately suspend the registration of all vehicles registered by that owner under this section. The registration shall remain suspended and the owner shall not apply for the registration or reregistration of a vehicle under this section until payment in full of the tax owed is made. After providing notice to the owner, the secretary of state shall notify law enforcement of any plate suspended under this section.

(5) At any time an owner or lessee in good standing may add a vehicle to the list of vehicles registered under this section. To add a vehicle, the owner or lessee shall make application to the secretary of state, in a form prescribed by the secretary of state, accompanied by the registration taxes required under section 801.

(6) At any time an owner or lessee may delete the registration of a vehicle from the list of vehicles registered under this section. To delete a vehicle, the owner shall notify the secretary of state of the proposed deletion in a form prescribed by the secretary of state and surrender to the secretary of state the registration plate assigned to the deleted vehicle.

(7) A vehicle not titled or leased in the name of the applicant is not eligible for registration under this section. A vehicle registered under section 801g is not eligible for registration under this section. Passenger vehicle rental fleets are not eligible for registration under this section.

(8) The secretary of state or the authorized representative of the secretary of state may visit and examine the vehicle registration records of an owner whose vehicles are registered under this act. This authority only applies to visits during the regular business hours of the owner and to those vehicles and records necessary for the secretary of state to determine an owner's compliance with this section.

**History:** Add. 1996, Act 551, Eff. Oct. 1, 1997.

### **257.801i Issuance of registration for more than 1 period.**

Sec. 801i. (1) The secretary of state, upon request, may issue a vehicle registration under this act for more than 1 registration period in a manner determined by the secretary of state. The registration tax shall be prorated according to the taxes and expiration dates provided for under this act.

(2) If a registration is purchased under this section, an annual tax increase provided for under this act shall not be assessed during the remainder of the period that the registration was purchased.

**History:** Add. 2000, Act 36, Eff. Apr. 1, 2001.

### **257.802 Special registrations; registration of commercial vehicles and motorcycles; temporary registration plates or markers; tax rates, fees, and service charges; disposition.**

Sec. 802. (1) For a special registration issued as provided for in section 226(8), there shall be paid 1/2 the tax imposed under section 801 and in addition a service fee of \$10.00.

(2) For all commercial vehicles registered after August 31 for the period expiring the last day of February, a tax of 1/2 the rate otherwise imposed by this act shall be collected. This subsection does not apply to vehicles registered by manufacturers or dealers under sections 244 to 247.

(3) For each special registration as provided for in section 226(9), a service fee of \$10.00 shall be collected.

(4) For temporary registration plates or markers as provided for in section 226a(1), a service fee of \$5.00 for each group of 5 of those temporary registration plates or markers shall be collected.

(5) For a temporary registration as provided in section 226b, the fee shall be either of the following:

(a) For a 30-day temporary registration, 1/10 of the fee prescribed under section 801 or \$20.00, whichever is greater, and an additional \$10.00 service fee.

(b) For a 60-day temporary registration, 1/5 of the fee prescribed under section 801 or \$40.00, whichever is greater, and an additional \$10.00 service fee.

(6) For registration plates as provided for in section 226a(5), (6), and (7), a service fee of \$40.00 for 2 registration plates and \$20.00 for each additional registration plate shall be collected.

(7) For special registrations issued for special mobile equipment as provided in section 216(d), a service fee of \$15.00 each for the first 3 special registrations, and \$5.00 for each special registration issued in excess of the first 3 shall be collected.

(8) The secretary of state, upon request, may issue a registration valid for 3 months for use on a vehicle with an elected gross weight of 24,000 pounds or greater on the payment of 1/4 the full registration fee provided in section 801(1)(k) and in addition a service fee of \$10.00.

(9) Upon application to the secretary of state, an owner of a truck, truck tractor, or road tractor that is used exclusively for the purpose of gratuitously transporting farm crops or livestock bedding between the field where produced and the place of storage, feed from on-farm storage to an on-farm feeding site, or fertilizer, seed, or spray material from the farm location to the field may obtain a special registration. The service fee for each special registration shall be \$20.00. The special registration shall be valid for a period of up to 12 months and shall expire on December 31. As used in this subsection:

(a) "Feed" means hay or silage.

(b) "Livestock bedding" means straw, sawdust, or sand.

(10) The secretary of state, upon request, may issue a special registration valid for 3 or more months for a road tractor, truck, or truck tractor owned by a farmer, if the motor vehicle is used exclusively in connection with the farmer's farming operations or for the transportation of the farmer and the farmer's family and not used for hire. The fee for the registration shall be 1/10 of the fee provided in section 801(1)(c) times the number of months for which the special registration is requested and, in addition, a service fee of \$10.00. No special registration shall be issued for a motor vehicle for which the fee under section 801(1)(c) would be less than \$50.00.

(11) The secretary of state, upon request, may issue a registration valid for 3 months or more for use on a vehicle with an elected gross weight of 24,000 pounds or greater. The fee for the registration shall be 1/12 of the fee provided in section 801(1)(k), times the number of months for which the special registration is requested and, in addition, a service fee of \$10.00.

(12) The service fees collected under subsections (1), (3), (4), (5), (6), (7), (8), (9), (10), and (11) shall be deposited in the transportation administration collection fund created in section 810b through October 1, 2011.

**History:** 1949, Act 300, Eff. Sept. 23, 1949;—Am. 1951, Act 270, Eff. Sept. 28, 1951;—Am. 1953, Act 179, Imd. Eff. June 8, 1953;—Am. 1957, Act 33, Eff. Sept. 27, 1957;—Am. 1958, Act 55, Eff. July 1, 1958;—Am. 1959, Act 155, Eff. Mar. 19, 1960;—Am. 1962, Act 166, Eff. Mar. 28, 1963;—Am. 1968, Act 278, Imd. Eff. July 1, 1968;—Am. 1969, Act 309, Imd. Eff. Aug. 14, 1969;—Am. 1978,

Act 427, Imd. Eff. Sept. 30, 1978;—Am. 1978, Act 548, Imd. Eff. Dec. 22, 1978;—Am. 1980, Act 172, Imd. Eff. June 23, 1980;—Am. 1980, Act 476, Eff. Mar. 31, 1981;—Am. 1982, Act 19, Imd. Eff. Mar. 4, 1982;—Am. 1983, Act 165, Eff. Oct. 1, 1983;—Am. 1983, Act 186, Imd. Eff. Oct. 25, 1983;—Am. 1984, Act 324, Imd. Eff. Dec. 26, 1984;—Am. 1987, Act 238, Imd. Eff. Dec. 28, 1987;—Am. 1988, Act 346, Eff. Jan. 1, 1989;—Am. 1989, Act 286, Imd. Eff. Dec. 26, 1989;—Am. 1989, Act 299, Imd. Eff. Jan. 3, 1990;—Am. 1992, Act 297, Eff. Jan. 1, 1993;—Am. 1996, Act 551, Eff. Oct. 1, 1997;—Am. 1997, Act 80, Eff. Oct. 1, 1997;—Am. 1998, Act 396, Imd. Eff. Dec. 17, 1998;—Am. 2003, Act 152, Eff. Oct. 1, 2003;—Am. 2004, Act 163, Imd. Eff. June 23, 2004;—Am. 2009, Act 99, Imd. Eff. Sept. 30, 2009.

**Compiler's note:** For effective date of increases in certain fees, charges or taxes provided by this section, see MCL 257.817(1).

### **257.802a Temporary permits; collection and disposition of fee; bulk sales to agents.**

Sec. 802a. (1) For temporary permits, as provided for in section 243 of this act, a fee of \$20.00 shall be collected. The fee shall be credited to the Michigan transportation fund and used to defray the expenses of such temporary permits.

(2) The secretary of state may sell temporary permits in bulk to vehicle owners or to persons who shall act as agents of the secretary of state for the purpose of issuing temporary permits.

**History:** Add. 1960, Act 98, Imd. Eff. Apr. 26, 1960;—Am. 1984, Act 330, Imd. Eff. Dec. 26, 1984.

### **257.803 Special plates for manufacturer, transporter, or dealer; fees.**

Sec. 803. The secretary of state shall charge a \$10.00 fee for each special plate issued under section 244. The secretary of state shall determine the number of special plates reasonably needed by a manufacturer, transporter, or dealer.

**History:** 1949, Act 300, Eff. Sept. 23, 1949;—Am. 1966, Act 216, Eff. Mar. 10, 1967;—Am. 1967, Ex. Sess., Act 3, Imd. Eff. Nov. 15, 1967;—Am. 2002, Act 490, Eff. Oct. 1, 2002.

### **257.803a Issuance of historic vehicle registration plate or registration tab; fee; certification; registration certificate; registration transferable; expiration or revocation of registration.**

Sec. 803a. (1) The secretary of state may issue to the owner of an historic vehicle an historic vehicle registration plate which shall bear the inscription "historical vehicle - Michigan" and the registration number.

(2) The owner of an historic vehicle applying for an historic vehicle registration plate or a registration tab under this section shall pay a fee of \$30.00, shall certify that the vehicle for which the registration is requested is owned and operated solely as an historic vehicle, and shall certify that the vehicle has been inspected and found safe to operate on the highways of this state. The registration certificate need not specify the weight of the historic vehicle. The registration issued under this section is transferable to another historic vehicle upon completion of the application for transfer and payment of the fee in the manner described in section 809.

(3) A registration issued under this section shall expire on April 15 in the tenth year following the date of issuance of the registration.

(4) The secretary of state may revoke a registration issued under this section, for cause shown and after a hearing, for failure of the applicant to comply with this section, for use of the vehicle for which the registration was issued for purposes other than those enumerated in section 20a, or because the vehicle is not safe to operate on the highways of this state.

**History:** Add. 1951, Act 144, Eff. Sept. 28, 1951;—Am. 1961, Act 186, Eff. Sept. 8, 1961;—Am. 1978, Act 427, Imd. Eff. Sept. 30, 1978;—Am. 1980, Act 398, Eff. Mar. 31, 1981;—Am. 1980, Act 476, Eff. Mar. 31, 1981;—Am. 1981, Act 225, Imd. Eff. Jan. 6, 1982;—Am. 1987, Act 190, Eff. Apr. 15, 1988;—Am. 1987, Act 238, Imd. Eff. Dec. 28, 1987;—Am. 1990, Act 347, Imd. Eff. Dec. 26, 1990;—Am. 1996, Act 404, Eff. Dec. 21, 1996.

### **257.803b Personalized registration plate; number; use; letters and numbers; offensive connotation; material; duplication prohibited; submission of application; payment, disposition, and use of service fee; expiration date; letters and numbers given to different person in subsequent year; other sequence of letters and numbers; temporary permit.**

Sec. 803b. (1) The secretary of state may issue 1 personalized vehicle registration plate which shall be used on the passenger motor vehicle, pick-up truck, motorcycle, van, motor home, hearse, bus, trailer coach, or trailer for which the plate is issued instead of a standard plate. Personalized plates shall bear letters and numbers as the secretary of state prescribes. The secretary of state shall not issue a letter combination which might carry a connotation offensive to good taste and decency. The personalized plates shall be made of the same material as standard plates. Personalized plates shall not be a duplication of another registration plate.

(2) An application for a personalized registration plate shall be submitted to the secretary of state pursuant to section 217. Application for an original personalized registration plate shall be accompanied with payment of a service fee of \$8.00 for the first month and of \$2.00 per month for each additional month of the registration period in addition to the regular vehicle registration fee. A second duplicate registration plate may

be obtained by requesting that option on the application and paying an additional service fee of \$5.00. The original and duplicate service fees shall be deposited in the transportation administration collection fund created in section 810b through October 1, 2011. Application for the renewal of a personalized registration plate shall be accompanied with payment of a service fee of \$15.00 in addition to the regular vehicle registration fee. The service fee shall be credited to the Michigan transportation fund and shall be allocated pursuant to section 10 of 1951 PA 51, MCL 247.660. The amount allocated to the state trunk line fund shall be used by the state transportation department for litter pickup and cleanup on state roads and rights of way.

(3) The expiration date for a personalized registration plate shall be pursuant to section 226. Upon the issuance or renewal of a personalized registration plate, the secretary of state may issue a tab or tabs designating the month and year of expiration. Upon the renewal of a personalized registration plate, the secretary of state shall issue a new tab or tabs for the rear plate designating the next expiration date of the plate. Upon renewal, the secretary of state shall not issue the owner a new exact duplicate of the expired plate unless the plate is illegible and the owner pays the service fee and registration fee for an original personalized registration plate.

(4) The sequence of letters or numbers or combination of letters and numbers on a personalized plate shall not be given to a different person in a subsequent year unless the person to whom the plate was issued does not reapply before the expiration date of the plate.

(5) An applicant who applies for a registration plate under section 217d, 803e, 803f, 803j, 803k, 803l, 803n, or 803o is eligible to request, and the secretary of state may issue, the registration plate with a sequence of letters and numbers otherwise authorized under this section.

(6) The secretary of state may issue a temporary permit to a person who has submitted an application and the proper fees for a personalized plate if the applicant's vehicle registration may expire prior to receipt of his or her personalized plate. The temporary registration shall be valid for not more than 60 days after the date of issuance. The temporary permit shall be issued without a fee.

**History:** Add. 1972, Act 314, Imd. Eff. Jan. 2, 1973;—Am. 1976, Act 49, Imd. Eff. Mar. 18, 1976;—Am. 1978, Act 548, Imd. Eff. Dec. 22, 1978;—Am. 1978, Act 549, Imd. Eff. Dec. 22, 1978;—Am. 1980, Act 476, Eff. Mar. 31, 1981;—Am. 1981, Act 225, Imd. Eff. Jan. 6, 1982;—Am. 1988, Act 419, Eff. Mar. 30, 1989;—Am. 1993, Act 295, Eff. Apr. 1, 1994;—Am. 1996, Act 142, Imd. Eff. Mar. 25, 1996;—Am. 2003, Act 152, Eff. Oct. 1, 2003;—Am. 2004, Act 426, Eff. Jan. 1, 2006;—Am. 2009, Act 99, Imd. Eff. Sept. 30, 2009.

#### **257.803c Personalized registration plates; confiscation for improper use.**

Sec. 803c. Use of personalized automobile registration plates on a vehicle other than the vehicle for which the plates were issued is a misdemeanor. The secretary of state shall confiscate the personalized automobile registration plates of any person who is in violation of this section.

**History:** Add. 1972, Act 314, Imd. Eff. Jan. 2, 1973.

#### **257.803d Special registration plates for disabled persons or for vehicles used to transport disabled persons; inscription; statements; fees; application; violation; penalty.**

Sec. 803d. A disabled person may make application to the secretary of state and the secretary of state may issue special registration plates inscribed with the official international wheelchair symbol or a reasonable facsimile of that symbol and special identification numbers. Vehicles registered pursuant to section 801(1)(a) may be issued special registration plates pursuant to this section. A vehicle which is used to transport disabled persons may qualify for these distinguishing plates when the registered owner of the vehicle resides at the same address as the disabled person, submits as part of his or her application for the plates a statement to the effect that the vehicle is used for that purpose, and provides the secretary of state with a medical statement attesting to the fact that the person being transported is a disabled person. The fees for the special registration plates shall correspond with the registration fees provided in section 801(1)(a). Application for the special plates shall be on a form prescribed by the secretary of state. As part of a penalty imposed for violation of the special privileges conferred by this section, a magistrate or judge may order the special plates confiscated and returned to the secretary of state together with a certified copy of the sentence imposed. The use of special plates on a vehicle other than the vehicle for which the plates are issued or by a person who does not qualify under this section is a misdemeanor.

**History:** Add. 1974, Act 41, Imd. Eff. Mar. 13, 1974;—Am. 1976, Act 279, Imd. Eff. Oct. 14, 1976;—Am. 1977, Act 19, Eff. Oct. 1, 1977;—Am. 1984, Act 175, Imd. Eff. July 3, 1984;—Am. 1998, Act 68, Imd. Eff. May 4, 1998.

#### **257.803e Special registration plate for certain persons; inscription; application; form; proof; service fee; issuance of plate; exemption; misdemeanor; expiration of plate; application for renewal.**

Sec. 803e. (1) A person who has been a prisoner of war or a person whose spouse has been a prisoner of

war may make application to the secretary of state for a special registration plate which shall be inscribed with special identification numbers preceded by the letters "EX-POW" and shall have the words "ex-prisoner of war" inscribed beneath the registration number.

(2) A person who was a member of the armed services during World War I may make application to the secretary of state for a special registration plate, which shall be inscribed with special identification numbers preceded by the letters "WWI" and shall have the words "World War I veteran" inscribed beneath the registration number.

(3) A person who was a member of the armed services during 1941, stationed at a United States military or naval establishment at Pearl Harbor in the Hawaiian islands, and who survived the attack by Japan on Pearl Harbor on December 7, 1941 may make application to the secretary of state for a special registration plate, which shall be inscribed with special identification numbers and shall have the words "Pearl Harbor survivor" inscribed beneath the registration number.

(4) A person who is a recipient of the purple heart medal may make application to the secretary of state for a special registration plate which shall be inscribed with special identification numbers and shall have the words "combat wounded veteran" inscribed beneath the registration number. In addition, the special registration plate described under this subsection shall be inscribed with a vignette of the official purple heart medal.

(5) Application for a special registration plate shall be on a form prescribed by the secretary of state, and shall be accompanied by any proof of the applicant having been a prisoner of war, World War I veteran, Pearl Harbor survivor, or recipient of the purple heart medal that the secretary of state may require. The application for a special registration plate shall also be accompanied with payment of a \$5.00 service fee.

(6) Upon proper application and payment of the \$5.00 service fee, the secretary of state shall issue 1 or more special registration plates for each applicant for use on a passenger vehicle. A person who is disabled who makes application for a special registration plate under this section and who makes payment of the \$5.00 service fee shall be issued a tab for persons with disabilities as provided in section 803f for his or her special registration plate. The secretary of state shall require the same proof that the applicant is a disabled person as is required for issuance of a permanent windshield placard under section 675. One person in any household is entitled to 1 special registration plate issued under subsection (1) that is exempt from payment of the tax provided in section 801. The person who is issued an additional special registration plate under subsection (1) shall be assessed the applicable tax provided for in section 801. A person issued 1 or more special registration plates under subsection (2), (3), or (4) shall be assessed the applicable tax provided in section 801.

(7) The use of a special registration plate on a vehicle other than the vehicle for which the plate is issued, or by a person who does not qualify under this section, is a misdemeanor.

(8) The special registration plate issued under this section expires on the birthday of the vehicle owner in a year in which new plates are issued by the secretary of state. Application for renewal of the special registration plate shall be accompanied by a \$5.00 service fee. The applicant is not required to furnish the proof provided in subsection (5).

**History:** Add. 1982, Act 152, Imd. Eff. May 17, 1982;—Am. 1986, Act 260, Imd. Eff. Dec. 9, 1986;—Am. 1988, Act 148, Eff. Nov. 11, 1988;—Am. 1988, Act 149, Eff. Nov. 11, 1988;—Am. 1988, Act 150, Eff. Nov. 11, 1988;—Am. 1994, Act 104, Eff. Oct. 1, 1994;—Am. 1998, Act 68, Imd. Eff. May 4, 1998;—Am. 2003, Act 30, Imd. Eff. June 30, 2003.

**257.803f Special registration plates for totally disabled veterans; inscription; application; form; service fee; proof; tax exemption; expiration of plates; renewal; tab for persons with disabilities; misdemeanor.**

Sec. 803f. (1) A person who is a totally disabled veteran with an honorable discharge from the armed services may make an application to the secretary of state if he or she owns a private passenger motor vehicle, and the secretary of state may issue a special registration plate which shall be inscribed with special identification numbers preceded by the letters "DV" and shall have the words "disabled veteran" inscribed beneath the registration number. For the purposes of this section, "private passenger motor vehicle" means a motor vehicle which is personally owned by the disabled veteran and is used for the primary purpose of transporting the disabled veteran and family members of the disabled veteran, but does not include a motor home.

(2) Application for the special registration plate shall be on a form prescribed by the secretary of state, and shall be accompanied by a service fee of \$5.00 and proof that the applicant was honorably discharged from the armed services and either 1 of the following:

(a) That the applicant has been determined by the veterans' administration of the federal government to have a service-connected total or permanent total disability rating for compensation.

(b) That the applicant has been determined to have a service-connected total or permanent total disability



rating and is receiving disability retirement pay from a branch of the uniformed armed services.

(3) A special registration issued under this section is exempt from payment of the tax provided in section 801.

(4) The special registration plate shall expire on the birthday of the disabled veteran in a year in which new plates are issued by the secretary of state. Application for renewal of the special registration plate shall be accompanied by a \$5.00 service fee. The applicant shall not be required to furnish the proof provided in subsection (2).

(5) The secretary of state may issue to a disabled person who has been issued a special registration plate under this section a tab for persons with disabilities. The tab for persons with disabilities shall be an adhesive tab displaying the international wheelchair symbol or a reasonable facsimile of that symbol. The tab for persons with disabilities may be attached only to the special registration plate issued to the disabled person under this section.

(6) An application for a tab for persons with disabilities shall be on a form prescribed by the secretary of state. The secretary of state shall require the same proof that the applicant is a disabled person as is required for issuance of a permanent windshield placard under section 675.

(7) The tab for persons with disabilities shall be issued free of charge.

(8) When a disabled person who has been issued a tab for persons with disabilities renews his or her special registration plate under this section, the secretary of state shall issue a new tab for persons with disabilities to the disabled person, free of charge. The disabled person shall not be required to again furnish the proof required under subsection (6).

(9) The use of the special registration plate or a tab for persons with disabilities on a motor vehicle other than the motor vehicle for which the special registration plate is issued, or by a person who does not qualify under this section, is a misdemeanor.

**History:** Add. 1985, Act 99, Imd. Eff. July 18, 1985;—Am. 1986, Act 222, Eff. Oct. 1, 1986;—Am. 1994, Act 104, Eff. Oct. 1, 1994;—Am. 1998, Act 68, Imd. Eff. May 4, 1998.

#### **257.803g Special registration for member of congress from Michigan; issuance; expiration; fee.**

Sec. 803g. The secretary of state may issue a special registration to a member of the United States congress from Michigan. The expiration date of a registration issued under this section shall be January 31. The fee for the special registration shall correspond with the registration fees provided in section 801(a) or (q).

**History:** Add. 1987, Act 151, Imd. Eff. Oct. 29, 1987.

#### **257.803h Tab for persons with disabilities.**

Sec. 803h. (1) The secretary of state may issue a tab for persons with disabilities to a disabled person who is issued or has been issued a Michigan motor vehicle registration plate other than a section 803d registration plate for persons with disabilities. The tab for persons with disabilities shall be an adhesive tab displaying the international wheelchair symbol or a reasonable facsimile of that symbol. The use of a tab for persons with disabilities on a registration plate other than the plate for which the tab was issued or by a person who does not qualify as a disabled person is a misdemeanor.

(2) A tab for persons with disabilities shall not be used on a registration plate attached to a motor vehicle owned and operated by this state; a state institution; a municipality; a governmental unit; a nonprofit organization; the civil air patrol; or a nonprofit, nonpublic college or university; or on a commercial motor vehicle. A tab for persons with disabilities shall not be placed on a registration plate used for intransit-repair or repossession of a motor vehicle.

**History:** Add. 1988, Act 419, Eff. Mar. 30, 1989;—Am. 1998, Act 68, Imd. Eff. May 4, 1998.

#### **257.803i Special registration plate for member of national guard, military reserve, or armed services; display of vignette; inscription; application form; proof; fee; issuance; tab for persons with disabilities; tax; misdemeanor; expiration; renewal.**

Sec. 803i. (1) A person who was or is a member of the national guard may apply to the secretary of state for a special registration plate, which shall display an appropriate vignette preceding the registration numbers and shall have the words "national guard" inscribed beneath the registration numbers.

(2) A person who was or is a member of the military reserve may apply to the secretary of state for a special registration plate, which shall display an appropriate vignette preceding the registration numbers.

(3) A person who was a member of any branch of the armed services of the United States, who has retired or been granted an honorable discharge from that branch of the armed forces, and who is not otherwise eligible for a special registration plate under this act may apply to the secretary of state for a special

registration plate which shall display an appropriate vignette preceding the registration numbers.

(4) Application for a special registration plate shall be on a form prescribed by the secretary of state and shall be accompanied by any proof of the applicant being or having been a member of the national guard or military reserve or a member of any branch of the armed services of the United States as described in subsection (3) that the secretary of state may require. The application for a special registration plate shall also be accompanied with payment of a \$5.00 service fee.

(5) Upon proper application and payment of the \$5.00 service fee, the secretary of state shall issue 1 or more special registration plates for each applicant for use on a passenger vehicle. A person who is disabled who applies for a special registration plate under this section and who pays the \$5.00 service fee shall be issued a tab for persons with disabilities as provided in section 803f for his or her special registration plate. The secretary of state shall require the same proof that the applicant is a disabled person as is required for issuance of a permanent windshield placard under section 675. A person issued 1 or more special registration plates under subsection (1), (2), or (3) shall be assessed the applicable tax provided in section 801.

(6) The use of a special registration plate on a vehicle other than the vehicle for which the plate is issued, or by a person who does not qualify under this section, is a misdemeanor.

(7) The special registration plate issued under this section shall expire on the birthday of the vehicle owner. When new plates are issued by the secretary of state, application for renewal of the special registration plate shall be accompanied by a \$5.00 service fee. The applicant shall not be required to furnish the proof provided in subsection (4).

**History:** Add. 1989, Act 19, Eff. Nov. 11, 1989;—Am. 1992, Act 280, Imd. Eff. Dec. 18, 1992;—Am. 1994, Act 104, Eff. Oct. 1, 1994;—Am. 1997, Act 12, Imd. Eff. May 28, 1997;—Am. 1998, Act 68, Imd. Eff. May 4, 1998.

**257.803j Special registration plate for member or spouse of member of armed services during Korean war; display of vignette; inscription; application form; proof; fee; issuance; tab for persons with disabilities; tax; misdemeanor; expiration; renewal.**

Sec. 803j. (1) A person who was a member of the armed services or a person whose spouse was a member of the armed forces during the Korean War may make application to the secretary of state for a special registration plate, which shall display an appropriate vignette preceding the registration numbers and shall have the word “veteran” inscribed beneath the registration numbers.

(2) Application for a special registration plate shall be on a form prescribed by the secretary of state, and shall be accompanied by any proof of the applicant or the applicant's spouse having been a Korean War veteran that the secretary of state may require. The application for a special registration plate shall also be accompanied with payment of a \$5.00 service fee.

(3) Upon proper application and payment of the \$5.00 service fee, the secretary of state shall issue 1 or more special registration plates for each applicant for use on a passenger vehicle. A person who is disabled who makes application for a special registration plate under this section and who makes payment of the \$5.00 service fee shall be issued a tab for persons with disabilities as provided in section 803f for his or her special registration plate. The secretary of state shall require the same proof that the applicant is a disabled person as is required for issuance of a permanent windshield placard under section 675. A person issued 1 or more special registration plates under subsection (1) shall be assessed the applicable tax provided in section 801.

(4) The use of a special registration plate on a vehicle other than the vehicle for which the plate is issued, or by a person who does not qualify under this section, is a misdemeanor.

(5) The special registration plate issued under this section shall expire on the birthday of the vehicle owner. When new plates are issued by the secretary of state, application for renewal of the special registration plate shall be accompanied by a \$5.00 service fee. The applicant shall not be required to furnish the proof provided in subsection (2).

**History:** Add. 1989, Act 17, Eff. Nov. 11, 1989;—Am. 1994, Act 104, Eff. Oct. 1, 1994;—Am. 1998, Act 68, Imd. Eff. May 4, 1998;—Am. 1999, Act 183, Imd. Eff. Nov. 24, 1999.

**257.803k Special registration plate for member or spouse of member of armed services during Vietnam war; display of vignette; inscription; application form; proof; fee; issuance; tab for persons with disabilities; tax; misdemeanor; expiration; renewal.**

Sec. 803k. (1) A person who was a member of the armed services during the Vietnam War or a person whose spouse was a member of the armed services during the Vietnam War may make application to the secretary of state for a special registration plate, which shall display an appropriate vignette preceding the registration numbers and shall have the word “veteran” inscribed beneath the registration numbers.

(2) Application for a special registration plate shall be on a form prescribed by the secretary of state, and shall be accompanied by any proof of the applicant or applicant's spouse having been a Vietnam War veteran

that the secretary of state may require. The application for a special registration plate shall also be accompanied with payment of a \$5.00 service fee.

(3) Upon proper application and payment of the \$5.00 service fee, the secretary of state shall issue 1 or more special registration plates for each applicant for use on a passenger vehicle. A person who is disabled who makes application for a special registration plate under this section and who makes payment of the \$5.00 service fee shall be issued a tab for persons with disabilities as provided in section 803f for his or her special registration plate. The secretary of state shall require the same proof that the applicant is a disabled person as is required for issuance of a permanent windshield placard under section 675. A person issued 1 or more special registration plates under subsection (1) shall be assessed the applicable tax provided in section 801.

(4) The use of a special registration plate on a vehicle other than the vehicle for which the plate is issued, or by a person who does not qualify under this section, is a misdemeanor.

(5) The special registration plate issued under this section shall expire on the birthday of the vehicle owner. When new plates are issued by the secretary of state, application for renewal of the special registration plate shall be accompanied by a \$5.00 service fee. The applicant shall not be required to furnish the proof provided in subsection (2).

**History:** Add. 1989, Act 18, Eff. Nov. 11, 1989;—Am. 1994, Act 104, Eff. Oct. 1, 1994;—Am. 1998, Act 68, Imd. Eff. May 4, 1998;—Am. 1999, Act 183, Imd. Eff. Nov. 24, 1999.

### **257.803/ Special registration plate for member or spouse of member of armed services during World War II; display of vignette; inscription; application form; proof; fee; issuance; tab for persons with disabilities; tax; misdemeanor; expiration; renewal.**

Sec. 803l. (1) A person who was a member of the armed services during World War II or a person whose spouse was a member of the armed services during World War II may make application to the secretary of state for a special registration plate, which shall display an appropriate vignette preceding the registration numbers and shall have the word "veteran" inscribed beneath the registration numbers.

(2) Application for a special registration plate shall be on a form prescribed by the secretary of state, and shall be accompanied by any proof of the applicant or applicant's spouse having been a World War II veteran that the secretary of state may require. The application for a special registration plate shall also be accompanied with payment of a \$5.00 service fee.

(3) Upon proper application and payment of the \$5.00 service fee, the secretary of state shall issue 1 special registration plate for each applicant for use on a passenger vehicle. A person who is disabled who makes application for a special registration plate under this section and who makes payment of the \$5.00 service fee shall be issued a tab for persons with disabilities as provided in section 803f for his or her special registration plate. The secretary of state shall require the same proof that the applicant is a disabled person as is required for issuance of a permanent windshield placard under section 675. A person issued a special registration plate under subsection (1) shall be assessed the applicable tax provided in section 801.

(4) The use of a special registration plate on a vehicle other than the vehicle for which the plate is issued, or by a person who does not qualify under this section, is a misdemeanor.

(5) The special registration plate issued under this section shall expire on the birthday of the vehicle owner. When new plates are issued by the secretary of state, application for renewal of the special registration plate shall be accompanied by a \$5.00 service fee. The applicant shall not be required to furnish the proof provided in subsection (2).

**History:** Add. 1989, Act 16, Eff. Nov. 11, 1989;—Am. 1994, Act 104, Eff. Oct. 1, 1994;—Am. 1998, Act 68, Imd. Eff. May 4, 1998;—Am. 1999, Act 183, Imd. Eff. Nov. 24, 1999;—Am. 2000, Act 77, Eff. Oct. 1, 2000.

### **257.803m Special organization plates.**

Sec. 803m. (1) The secretary of state may issue 2 special organization motor vehicle registration plates to an applicant for use on a passenger motor vehicle, pickup truck, van, or motor home for which the plates are issued instead of standard plates. A special organization motor vehicle registration plate is a registration plate issued by the secretary of state that bears on its face the symbol or emblem of an organization.

(2) Special organization plates shall bear letters and numbers as the secretary of state prescribes. Special organization plates may contain the symbol of the organization to the left of the plate number. The secretary of state shall not issue a letter combination or permit the use of a symbol which might carry a connotation offensive to good taste and decency. The special organization plates shall be made of the same material as standard plates. Special organization plates shall not be a duplication of another registration plate.

(3) In order to qualify its members to receive special organization plates, an organization shall meet all of the following criteria:

(a) Be a nonprofit fraternal or public service organization.

(b) Certify that it consists of not less than 500 members and that not less than 500 members will apply for special organization registration plates.

(c) Have a recognizable state, national, or international symbol or emblem of the organization.

(d) Submit a service fee of \$500.00 for the initial manufacture of the symbols or emblems for the special registration plates.

(e) Not practice or influence others to practice any form of discrimination prohibited by the Elliott-Larsen civil rights act, 1976 PA 453, MCL 37.2101 to 37.2804.

(4) If an organization meets the criteria set forth in subsection (3), the organization may request the secretary of state to manufacture special organization registration plates for its members. A request shall be accompanied by all of the following:

(a) A copy of the organization's charter and bylaws, if any.

(b) A statement of the organization's consent to use of the organization's symbol or emblem on special organization plates. The statement shall be signed by the president or chief executive officer of the organization.

(c) A sample of the organization's symbol or emblem.

(d) The name of the organization's representative who will serve as a contact person with the secretary of state.

(5) A member of an organization which has met the criteria set forth in subsection (3) shall individually make application for a special organization plate and submit with the application the organization's confirmation of membership on a form provided by the secretary of state.

(6) An application for a special organization registration plate shall be submitted to the secretary of state pursuant to the procedures prescribed in section 217. In addition to the regular registration fee, each application for a new special organization plate shall be accompanied by a service fee of \$25.00. The service fee prescribed in this subsection shall not be charged in connection with an application for a renewal tab for an existing special organization plate. A special organization registration plate shall expire as provided in section 226.

(7) The secretary of state may issue a temporary registration permit to a person who submits an application and the proper fees for a special organization plate, if the applicant's current vehicle registration will expire before his or her receipt of an organization plate. The temporary registration shall expire upon the applicant's receipt of an organization plate or upon the expiration of 60 days after the date of issuance, whichever occurs first. A temporary permit issued under this subsection shall be issued without charge.

(8) This section shall apply to an organization described in section 811c only to the extent provided by section 811c.

**History:** Add. 1989, Act 111, Eff. Mar. 29, 1990;—Am. 1994, Act 332, Imd. Eff. Oct. 18, 1994;—Am. 2003, Act 152, Eff. Oct. 1, 2003.

**257.803n Special registration plate for member or spouse of member of national guard, reserve, or branch of armed services during Persian Gulf war or conflicts in Grenada, Panama, or Lebanon; display of vignette; inscription; application form; proof; fee; issuance; tab for persons with disabilities; tax; misdemeanor; expiration; renewal.**

Sec. 803n. (1) A person who was a member or a person whose spouse was a member of the Michigan national guard, the United States armed forces reserve, or any branch of the armed services of the United States and who was called to active duty during the Persian Gulf War may apply to the secretary of state for a special registration plate, which shall display an appropriate vignette preceding the registration numbers and shall have the word "veteran" inscribed beneath the registration numbers.

(2) A person who was a member or a person whose spouse was a member of the armed services during the conflict in Grenada, the conflict in Panama, or the conflict in Lebanon may apply to the secretary of state for a special registration plate, which shall display an appropriate vignette preceding the registration numbers and shall have the word "veteran" inscribed beneath the registration numbers.

(3) Application for a special registration plate shall be on a form prescribed by the secretary of state, and shall be accompanied by any proof of the applicant or applicant's spouse having been a war or conflict veteran that the secretary of state may require. The application for a special registration plate shall also be accompanied with payment of a \$5.00 service fee.

(4) Upon proper application and payment of the \$5.00 service fee, the secretary of state shall issue 1 or more special registration plates for each applicant for use on a passenger vehicle. A person who is disabled who applies for a special registration plate under this section and who pays the \$5.00 service fee shall be issued a tab for persons with disabilities as provided in section 803f for his or her special registration plate. The secretary of state shall require the same proof that the applicant is a disabled person as is required for

issuance of a permanent windshield placard under section 675. A person issued 1 or more special registration plates under subsection (1) or (2) shall be assessed the applicable tax provided in section 801.

(5) The use of a special registration plate on a vehicle other than the vehicle for which the plate is issued, or by a person who does not qualify under this section, is a misdemeanor.

(6) The special registration plate issued under this section shall expire on the birthday of the vehicle owner. When new plates are issued by the secretary of state, application for renewal of the special registration plate shall be accompanied by a \$5.00 service fee. The applicant shall not be required to furnish the proof provided in subsection (3).

**History:** Add. 1992, Act 280, Imd. Eff. Dec. 18, 1992;—Am. 1994, Act 104, Eff. Oct. 1, 1994;—Am. 1998, Act 68, Imd. Eff. May 4, 1998;—Am. 1999, Act 183, Imd. Eff. Nov. 24, 1999.

**257.803o Special registration plate for member or spouse of member of national guard, reserve, or branch of armed services called to active duty during declared war or armed conflict; display of vignette; inscription; application form; proof; fee; issuance; tab for persons with disabilities; tax; misdemeanor; expiration; renewal.**

Sec. 803o. (1) On and after December 18, 1992, a person who was a member or a person whose spouse was a member of the Michigan national guard, the United States armed forces reserve, or any branch of the armed services of the United States and who was called to active duty during a declared war or an armed conflict in which the United States was a participant may apply to the secretary of state for a special registration plate, which shall display an appropriate vignette preceding the registration numbers and shall have the word “veteran” inscribed beneath the registration numbers.

(2) Application for a special registration plate shall be on a form prescribed by the secretary of state, and shall be accompanied by any proof of the applicant or applicant's spouse having been a veteran of a declared war or an armed conflict in which the United States was a participant that the secretary of state may require. The application for a special registration plate shall also be accompanied with payment of a \$5.00 service fee.

(3) Upon proper application and payment of the \$5.00 service fee, the secretary of state shall issue 1 or more special registration plates for each applicant for use on a passenger vehicle. A person who is disabled who applies for a special registration plate under this section and who pays the \$5.00 service fee shall be issued a tab for persons with disabilities as provided in section 803f for his or her special registration plate. The secretary of state shall require the same proof that the applicant is a disabled person as is required for issuance of a permanent windshield placard under section 675. A person issued 1 or more special registration plates under subsection (1) shall be assessed the applicable tax provided in section 801.

(4) The use of a special registration plate on a vehicle other than the vehicle for which the plate is issued, or by a person who does not qualify under this section, is a misdemeanor.

(5) The special registration plate issued under this section shall expire on the birthday of the vehicle owner. When new plates are issued by the secretary of state, application for renewal of the special registration plate shall be accompanied by a \$5.00 service fee. The applicant shall not be required to furnish the proof provided in subsection (2).

**History:** Add. 1992, Act 280, Imd. Eff. Dec. 18, 1992;—Am. 1994, Act 104, Eff. Oct. 1, 1994;—Am. 1998, Act 68, Imd. Eff. May 4, 1998;—Am. 1999, Act 183, Imd. Eff. Nov. 24, 1999.

**257.803p Authentic Michigan registration plate; fee; certification; registration certificate; transferability; validity; revocation of registration.**

Sec. 803p. (1) The owner of an historic vehicle may use an authentic Michigan registration plate of the same year as the model year in which the vehicle was manufactured instead of an historic vehicle registration plate issued under section 803a by presenting the authentic plate number and year to the secretary of state at the time of registration. The owner of an historic vehicle may purchase an authentic Michigan registration plate from another person and restore the plate to its authentic condition for use pursuant to this section. An authentically restored plate shall be considered an authentic Michigan registration plate.

(2) The owner of an historic vehicle applying to use an authentic Michigan registration plate under this section shall pay a fee of \$35.00, shall certify that the vehicle for which the registration is requested is owned and operated solely as an historic vehicle, and shall certify that the vehicle has been inspected and found safe to operate on the highways of this state. The registration certificate need not specify the weight of the historic vehicle. The registration issued under this section is not transferable to another historic vehicle.

(3) A registration issued under this section shall remain valid until the registrant either sells, transfers, or scraps the vehicle or modifies the vehicle in a manner that requires the issuance of a new certificate of title for the vehicle under this act.

(4) After a hearing and for cause shown, the secretary of state may revoke a registration issued under this



section for failure of the applicant to comply with this section, for use of the vehicle for which the registration was issued for purposes other than those enumerated in section 20a, or because the vehicle is not safe to operate on the highways of this state.

**History:** Add. 1996, Act 404, Eff. Dec. 21, 1996.

**257.803q Special registration plate; “honorary consul” designation; fee; tax; prohibited use; violation as misdemeanor; expiration; status or immunity.**

Sec. 803q. (1) A person who is designated an honorary consul by a diplomatic corps of a nation other than the United States that is recognized by the government of the United States and who is assigned or stationed in Michigan may make application to the secretary of state for a set of 2 special registration plates. Each special registration plate shall have the words “honorary consul” inscribed on the plate.

(2) Application for the set of 2 special registration plates described in subsection (1) shall be on a form prescribed by the secretary of state, and shall be accompanied by proof that the applicant is designated as an honorary consul. The application for the set of 2 special registration plates shall also be accompanied by payment of a \$35.00 consulate identification fee for the set of 2 special registration plates. The consulate identification fee shall be deposited in the state treasury and be credited to the Michigan transportation fund. It shall be used first to defray the expenses of the secretary of state in issuing these plates.

(3) Upon proper application and payment of the appropriate consulate identification fee required under subsection (2), the secretary of state shall issue a set of 2 special registration plates described in subsection (1) for each applicant for use on a passenger vehicle. A person issued a set of 2 special registration plates under this section shall be assessed the applicable tax under section 801.

(4) The use of a special registration plate described in subsection (1) on a vehicle other than the vehicle for which the plate is issued, or by a person who does not qualify under this section, is a misdemeanor.

(5) A special registration plate issued under this section shall expire on the birthday of the vehicle owner.

(6) The issuance of a set of 2 special registration plates to an applicant under this section does not confer diplomatic status or diplomatic immunity upon the applicant.

**History:** Add. 2000, Act 119, Eff. Oct. 1, 2000.

**257.803r Service fees; deposit in transportation administration collection fund.**

Sec. 803r. The service fees collected under sections 803e, 803f, 803i, 803j, 803k, 803l, 803m, 803n, and 803o shall be deposited into the transportation administration collection fund created under section 810b through October 1, 2011.

**History:** Add. 2003, Act 152, Eff. Oct. 1, 2003;—Am. 2009, Act 99, Imd. Eff. Sept. 30, 2009.

**257.804 Fee for duplicate, replacement, distinctive, or commemorative plates; deposit in transportation administration collection fund.**

Sec. 804. (1) In addition to any other fees required under this act, a \$5.00 service fee shall be paid with each application for each distinctive or commemorative plate provided for in this act to cover manufacturing and issuance costs unless these costs are otherwise specifically provided for in this act.

(2) Each applicant for a duplicate or replacement license plate provided for in this act shall pay the following service fee to the secretary of state, in addition to any other fees required under this act:

(a) Five dollars for a standard or graphic standard plate, personalized registration plate, veterans special registration plate, or other registration plate for which the duplicate or replacement fee has not been specified in this act.

(b) Ten dollars for a set of plates provided for in section 803m.

(c) Ten dollars for each fund-raising registration plate issued under section 811e or 811f, or collector plate described in section 811g.

(3) The service fees collected under this section shall be deposited in the transportation administration collection fund created in section 810b through October 1, 2011.

**History:** 1949, Act 300, Eff. Sept. 23, 1949;—Am. 1987, Act 238, Imd. Eff. Dec. 28, 1987;—Am. 1989, Act 111, Eff. Mar. 29, 1990;—Am. 1995, Act 129, Imd. Eff. June 30, 1995;—Am. 2000, Act 77, Eff. Oct. 1, 2000;—Am. 2003, Act 152, Eff. Oct. 1, 2003;—Am. 2009, Act 99, Imd. Eff. Sept. 30, 2009.

**257.805 Repealed. 1951, Act 51, Eff. June 1, 1951.**

**Compiler's note:** The repealed section provided for disposition of registration, special and duplicate plate fees.

**CERTIFICATE OF TITLE, DEALER'S LICENSE AND LIENS**

**257.806 Certificate of title or duplicate certificate of title; fees; deposit; special expeditious**

**treatment fee; special identifying number; payment and disposition of tire disposal surcharge.**

Sec. 806. (1) Until October 1, 2011, a fee of \$10.00 shall accompany each application for a certificate of title required by this act or for a duplicate of a certificate of title. An additional fee of \$5.00 shall accompany an application if the applicant requests that the application be given special expeditious treatment. A \$3.00 service fee shall be collected, in addition to the other fees collected under this subsection, for each title issued and shall be deposited in the transportation administration collection fund created under section 810b through October 1, 2011. The \$5.00 expeditious treatment fee collected on and after October 1, 2004 through October 1, 2011 shall be deposited into the transportation administration collection fund created under section 810b.

(2) A fee of \$10.00 shall accompany an application for a special identifying number as provided in section 230.

(3) In addition to paying the fees required by subsection (1), until December 31, 2012, each person who applies for a certificate of title, a salvage vehicle certificate of title, or a scrap certificate of title under this act shall pay a tire disposal surcharge of \$1.50 for each certificate of title or duplicate of a certificate of title that person receives. The secretary of state shall deposit money received under this subsection into the scrap tire regulatory fund created in section 16908 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.16908.

**History:** 1949, Act 300, Eff. Sept. 23, 1949;—Am. 1969, Act 93, Imd. Eff. July 24, 1969;—Am. 1978, Act 492, Imd. Eff. Dec. 1, 1978;—Am. 1987, Act 238, Imd. Eff. Dec. 28, 1987;—Am. 1990, Act 148, Eff. Jan. 1, 1991;—Am. 1993, Act 300, Eff. Jan. 1, 1994;—Am. 1995, Act 267, Imd. Eff. Jan. 8, 1996;—Am. 2000, Act 456, Imd. Eff. Jan. 10, 2001;—Am. 2001, Act 268, Imd. Eff. Jan. 11, 2002;—Am. 2002, Act 497, Eff. Oct. 1, 2002;—Am. 2003, Act 152, Eff. Oct. 1, 2003;—Am. 2005, Act 141, Imd. Eff. Sept. 29, 2005;—Am. 2005, Act 179, Eff. Oct. 20, 2005;—Am. 2006, Act 526, Imd. Eff. Dec. 29, 2006;—Am. 2007, Act 70, Imd. Eff. Sept. 30, 2007;—Am. 2008, Act 281, Imd. Eff. Sept. 29, 2008;—Am. 2009, Act 99, Imd. Eff. Sept. 30, 2009.

**257.807 License fees.**

Sec. 807. (1) Except as provided in subsection (2), an applicant shall include with an application for a license under section 248 one of the following fees:

|  |           |
|--|-----------|
| Full year's license.....                 | \$ 75.00  |
| Half year's license (after June 30)..... | 37.50     |
| Multiple year license.....               | 75.00     |
|  | per year. |

(2) An applicant shall include with an application for a used or secondhand vehicle parts dealer, an automotive recycler, or foreign salvage vehicle dealer license 1 of the following fees:

|  |           |
|--|-----------|
| Full year's license.....                 | \$ 160.00 |
| Half year's license (after June 30)..... | 80.00     |
| Multiple year license.....               | 160.00    |
|  | per year. |

**History:** 1949, Act 300, Eff. Sept. 23, 1949;—Am. 1951, Act 270, Eff. Sept. 28, 1951;—Am. 1987, Act 238, Imd. Eff. Dec. 28, 1987;—Am. 1988, Act 255, Eff. Oct. 1, 1989;—Am. 1992, Act 304, Imd. Eff. Dec. 21, 1992;—Am. 1993, Act 300, Eff. Jan. 1, 1994;—Am. 1998, Act 384, Eff. Jan. 1, 1999;—Am. 2003, Act 152, Eff. Oct. 1, 2003.

**257.808 Liens on motor vehicles; fees.**

Sec. 808. Any application for the placement or discharge of a lien on a motor vehicle as provided for in section 238 of this act shall be accompanied by a fee of \$1.00.

**History:** 1949, Act 300, Eff. Sept. 23, 1949;—Am. 1962, Act 143, Eff. Mar. 28, 1963.

**257.809 Application for transfer of registration; fee; payment of difference in fees; deposit.**

Sec. 809. (1) An application for transfer of registration from a vehicle subject to section 801(1)(a) to another vehicle subject to that section shall be accompanied by a fee of \$8.00. In addition to the fee of \$8.00, if the registration is transferred from a passenger vehicle to a motor home and if the registration fee for the motor home is greater than the fee paid upon registration of the vehicle from which the registration was removed, then the difference in fee shall be paid by the applicant. If the fee is less than that paid for the registration of the vehicle from which the plates were removed, the difference shall not be refunded. The fees required by this subsection shall be considered to include all fees or charges imposed by this act for the transfer of registration, except those which may be assessed under section 234.

(2) An application for a transfer of registration, other than a transfer described in subsection (1), shall be accompanied by a fee of \$8.00. In addition to the fee of \$8.00, if the registration plates are transferred to another vehicle, as provided in section 233, and if the plate fee for a 12-month registration for the vehicle to which the registration is transferred is greater than the plate fee paid upon registration of the vehicle from

which the registration was removed, then the difference shall be paid by the applicant for the new registration. If the fee is less than that paid for registration of the vehicle from which the registration was removed, the difference shall not be refunded.

(3) A transfer of registration fee collected under this section on and after October 1, 2004 through October 1, 2011 shall be deposited into the transportation administration collection fund created under section 810b.

**History:** 1949, Act 300, Eff. Sept. 23, 1949;—Am. 1957, Act 90, Eff. Sept. 27, 1957;—Am. 1962, Act 166, Eff. Mar. 28, 1963;—Am. 1978, Act 62, Imd. Eff. Mar. 14, 1978;—Am. 1979, Act 25, Imd. Eff. June 6, 1979;—Am. 1984, Act 324, Imd. Eff. Dec. 26, 1984;—Am. 1987, Act 238, Imd. Eff. Dec. 28, 1987;—Am. 2005, Act 141, Imd. Eff. Sept. 29, 2005;—Am. 2007, Act 71, Imd. Eff. Sept. 30, 2007;—Am. 2008, Act 280, Imd. Eff. Sept. 29, 2008;—Am. 2009, Act 99, Imd. Eff. Sept. 30, 2009.

### **257.810 Disposition of fees.**

Sec. 810. Except as otherwise provided, all fees received and money collected under sections 801 to 809 shall be deposited in the state treasury and shall be credited to the Michigan transportation fund.

**History:** 1949, Act 300, Eff. Sept. 23, 1949;—Am. 1951, Act 55, Eff. Dec. 1, 1951;—Am. 1987, Act 238, Imd. Eff. Dec. 28, 1987;—Am. 2003, Act 152, Eff. Oct. 1, 2003.

### **257.810a Assessment; collection; disposition; purpose.**

Sec. 810a. The secretary of state shall collect an assessment of 50 cents in connection with the issuance of a salvage vehicle certificate of title, a certificate of title, or beginning July 1, 1994 a scrap certificate of title. The assessment shall be collected in the same manner and at the same time as fees collected by the secretary of state pursuant to sections 217c and 806. Each assessment collected shall be deposited in a vehicle theft prevention account to be expended for purposes of developing a vehicle theft prevention program, including the administration, inspection, and enforcement of antitheft procedures, as described in this act.

**History:** Add. 1988, Act 255, Eff. Oct. 1, 1989;—Am. 1992, Act 304, Imd. Eff. Dec. 21, 1992;—Am. 1993, Act 300, Eff. Jan. 1, 1994.

### **257.810b Transportation administration collection fund; creation; investment, disposition, and expenditure of money; payments under certain sections of law; report of itemized list of deposits and expenditures; review of funds to be used to leverage additional federal funds.**

Sec. 810b. (1) The transportation administration collection fund is created within the state treasury.

(2) The state treasurer may receive money from the collections authorized under this act for deposit into the fund. The state treasurer shall direct the investment of the fund. The state treasurer shall credit to the fund interest and earnings from fund investments.

(3) Money in the fund at the close of the fiscal year shall not lapse into the Michigan transportation fund.

(4) Except as provided in subsection (6), upon appropriation, the department of state shall expend money from the fund that is credited to the fund from revenue collected under sections 801 to 810 only to pay the necessary collection expenses incurred by the department of state in the administration and enforcement of sections 801 to 810.

(5) The department of treasury shall expend money in the fund, upon appropriation, only to defray the costs of collecting motor fuel taxes.

(6) The department of state shall expend money as appropriated from the fund that is credited to the fund on or after October 1, 2005 under each of the following sections of law to pay either the necessary collection of expenses incurred by the department of state in the administration and enforcement of sections 801 to 810 or other necessary expenses:

(a) Sections 208b and 232.

(b) Section 7 of 1972 PA 222, MCL 28.297.

(c) Sections 80130, 80315, 81114, and 82156 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.80130, 324.80315, 324.81114, and 324.82156.

(7) The department of state shall, by January 1 of each year, file a report with the secretary of the senate and the clerk of the house of representatives providing an itemized list of deposits into and expenditures from the fund for the preceding fiscal year.

(8) The state transportation department shall review all funds received by the state transportation department from funding sources provided for under this act to determine whether those funds can be used to leverage additional federal funds.

**History:** Add. 2003, Act 152, Eff. Oct. 1, 2003;—Am. 2004, Act 52, Eff. May 1, 2004;—Am. 2005, Act 141, Imd. Eff. Sept. 29, 2005;—Am. 2006, Act 549, Imd. Eff. Dec. 29, 2006;—Am. 2009, Act 99, Imd. Eff. Sept. 30, 2009.

## **LICENSES**

**257.811 Fees for operator's license, chauffeur's license, or minor's restricted license; renewal; refund to county or municipality; traffic law enforcement and safety fund; operator's license issued to persons under 18 years of age or licensed in another state; person on active military service at time of expiration; renewal rate.**

Sec. 811. (1) An application for an original operator's or an original or renewal chauffeur's license as provided in sections 307 and 312 and an application for an original minor's restricted license as provided in section 312 shall be accompanied by the following fees:

|                                 |    |       |
|---------------------------------|----|-------|
| Operator's license.....         | \$ | 25.00 |
| Chauffeur's license.....        |    | 35.00 |
| Minor's restricted license..... |    | 25.00 |

The renewal fee for an operator's license renewed under this section is \$18.00. However, if an operator's license is expired at the time of the renewal, the fee is the same as the original fee, except as provided in subsection (4). The date of an application for a renewal of an operator's license under this section that is delivered to the secretary of state by regular mail is the postmark date in determining the fee to be assessed.

(2) The secretary of state shall deposit the money received and collected under subsection (1) in the state treasury to the credit of the general fund. The secretary of state shall refund out of the fees collected to each county or municipality acting as an examining officer or examining bureau \$2.50 for each applicant examined for an original license, \$1.00 for each applicant examined for an original chauffeur's license, and \$1.00 for every other applicant examined, if the application is not denied and the money refunded is paid to the county or local treasurer and is appropriated to the county, municipality, or officer or bureau receiving the money for the purpose of carrying out this act. The state treasurer shall deposit the sum of \$4.00 in the traffic law enforcement and safety fund created in section 819a for each person examined for an original license, a renewal operator's license, an original chauffeur's license, or a renewal chauffeur's license, except that the sum deposited for each 2-year operator's or 2-year chauffeur's license shall be \$2.00.

(3) Notwithstanding sections 306 and 308, an operator's license shall not be issued to a person under 18 years of age unless that person successfully passes a driver education course and examination given by a school licensed under the driver education and training schools act, 1974 PA 369, MCL 256.601 to 256.612. A person who has been a holder of a motor vehicle operator's license issued by any other state, territory, or possession of the United States, or any other sovereignty for 1 year immediately before application for an operator's license under this act is not required to comply with this subsection. Restricted licenses may be issued pursuant to section 312 without compliance with this subsection.

(4) A person who is on active military service at the time his or her operator's license expires shall be charged the renewal rate for renewing his or her operator's license under this section if all of the following apply:

(a) He or she applies for renewal within 30 days of returning to this state from active duty.

(b) He or she held a valid, unexpired operator's license from this state immediately prior to leaving this state for active military service.

(c) He or she presents such documentation as the secretary of state requires to establish eligibility under this subsection.

**History:** 1949, Act 300, Eff. Sept. 23, 1949;—Am. 1953, Act 215, Eff. Oct. 2, 1953;—Am. 1955, 1st Ex. Sess., Act 1, Imd. Eff. Nov. 10, 1955;—Am. 1957, Act 235, Imd. Eff. June 6, 1957;—Am. 1958, Act 217, Eff. Sept. 13, 1958;—Am. 1959, Act 260, Eff. Mar. 19, 1960;—Am. 1966, Act 327, Eff. Jan. 1, 1967;—Am. 1967, Act 302, Eff. Sept. 1, 1967;—Am. 1970, Act 124, Imd. Eff. July 23, 1970;—Am. 1972, Act 244, Imd. Eff. Aug. 3, 1972;—Am. 1975, Act 122, Imd. Eff. July 1, 1975;—Am. 1980, Act 174, Imd. Eff. June 23, 1980;—Am. 1980, Act 308, Imd. Eff. Dec. 4, 1980;—Am. 1987, Act 232, Imd. Eff. Dec. 28, 1987;—Am. 1989, Act 299, Imd. Eff. Jan. 3, 1990;—Am. 1991, Act 193, Imd. Eff. Dec. 30, 1991;—Am. 1992, Act 235, Imd. Eff. Oct. 22, 1992;—Am. 1996, Act 387, Eff. Apr. 1, 1997;—Am. 2000, Act 456, Imd. Eff. Jan. 10, 2001;—Am. 2003, Act 152, Eff. Oct. 1, 2003;—Am. 2004, Act 71, Imd. Eff. Apr. 20, 2004;—Am. 2006, Act 589, Imd. Eff. Jan. 3, 2007.

**Administrative rules:** R 388.301 et seq. of the Michigan Administrative Code.

**257.811a Motorcycle safety course; conducting; amount and use of fees; duties of secretary of state; rules; designation, qualifications, and funding of state coordinator of motorcycle safety education program; annual inspections; fulfillment of waiver requirement; audit.**

Sec. 811a. (1) A motorcycle safety course required under section 312b conducted by a college or university, an intermediate school district, a local school district, a law enforcement agency, or any other governmental agency located in this state shall be conducted under this section.

(2) Except for motorcycle safety courses conducted under section 811b, an applicant for a motorcycle safety course shall pay not more than a \$25.00 course fee. The course fees shall be used only for funding the

administration and implementation of the motorcycle safety education program.

(3) The secretary of state is responsible for the establishment and administration of motorcycle safety courses and shall promulgate rules pursuant to the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328, regarding teacher qualifications, reimbursement procedures, the establishment of the courses, and other requirements under this section.

(4) The secretary of state shall designate a person to be the state coordinator of the motorcycle safety education program. The person designated under this subsection shall successfully complete a motorcycle safety rider coach course before being designated.

(5) The position of state coordinator of the motorcycle safety education program shall be funded by the motorcycle safety fund.

(6) The secretary of state shall designate a person who has successfully completed a motorcycle safety rider coach course to perform annual inspections of motorcycle course sites.

(7) An 8-hour motorcycle safety course that meets the standards established by the secretary of state may be offered to an applicant who has passed a motorcycle operator skill test that has been approved by the secretary of state. Successful completion of a motorcycle safety course under this subsection shall fulfill the waiver requirement of section 312b.

(8) An audit of the motorcycle safety fund shall be conducted by the office of the auditor general to determine compliance with the requirements of this act with regard to the collection and expenditure of fees authorized under this section. A copy of this audit shall be transmitted to the legislature upon completion.

**History:** Add. 1982, Act 187, Eff. Jan. 1, 1984;—Am. 1987, Act 85, Imd. Eff. June 29, 1987;—Am. 1992, Act 59, Imd. Eff. May 20, 1992;—Am. 2003, Act 103, Eff. Oct. 1, 2003.

**Compiler's note:** Effective dates of MCL 257.312b(2) and of 257.811a(3): Section 2 of Act 187 of 1982 provides:

"(1) Except as provided in subsection (2), this amendatory act shall take effect January 1, 1984.

"(2) Sections 312b(2) and 811a(3) shall take effect July 1, 1982."

**Administrative rules:** R 257.1701 et seq. of the Michigan Administrative Code.

#### **257.811b Motorcycle safety course conducted by private business enterprise; rules; fulfillment of waiver requirement.**

Sec. 811b. (1) A motorcycle safety course required in section 312b may be conducted by a private business enterprise.

(2) The secretary of state shall promulgate rules pursuant to the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328, to provide standards for the establishment and regulation of motorcycle safety courses conducted under this section.

(3) An 8-hour motorcycle safety course that meets the standards established by the secretary of state may be offered to an applicant who has passed a motorcycle operator skill test which has been approved by the secretary of state. Successful completion of a motorcycle safety course under this subsection shall fulfill the waiver requirement of section 312b.

**History:** Add. 1987, Act 85, Imd. Eff. June 29, 1987;—Am. 2003, Act 103, Eff. Oct. 1, 2003.

#### **257.811c Repealed. 2006, Act 562, Eff. Jan. 1, 2007.**

**Compiler's note:** The repealed section pertained to registration plate with olympic education-training center decal.

#### **257.811d Definitions; fund-raising registration plate; requirements; design or logo by university or other person; written agreement.**

Sec. 811d. (1) As used in this chapter:

(a) "Fund-raising plate" means a registration plate authorized to raise funds for a specified goal.

(b) "Collector plate" means a collector plate that matches any registration plate developed and issued under this act.

(c) "Nonprofit" means that which is exempt from taxation under section 501(c)(3) of the internal revenue code, 26 USC 501.

(d) "Transportation administration collection fund" means the fund created under section 810b.

(2) A fund-raising plate shall contain all of the following as prescribed or approved by the secretary of state:

(a) The same generic background.

(b) Letters and numbers.

(c) The word "Michigan" and any other unique identifier specified by the secretary of state.

(d) A design or logo.

(3) If the design or logo of a fund-raising plate uses 1 or more designs, trade names, trademarks, service



marks, emblems, symbols, or other images that are owned by a Michigan university or other person, the Michigan university or other person shall grant to or obtain for the secretary of state both of the following pursuant to a written agreement between the parties:

(a) A nonexclusive worldwide license to use those designs, trade names, trademarks, service marks, emblems, symbols, or other images on and in conjunction with the marketing, promotion, sale, or copyrighting of the registration plate or image of the fund-raising plate.

(b) The authority to merchandise the fund-raising plate or an image of the fund-raising plate.

(4) In using or employing a design, trade name, trademark, service mark, emblem, symbol, logo, or other image on and in conjunction with the marketing, promotion, sale, copyrighting, or merchandising of a fund-raising plate or image of the fund-raising plate, the secretary of state may alter the size of the design, trade name, trademark, service mark, emblem, symbol, logo, or other image but shall not change the color or design of the design, trade name, trademark, service mark, emblem, symbol, logo, or other image without the prior written consent of the respective Michigan university or other person. The secretary of state shall not use or employ a design, trade name, trademark, service mark, emblem, symbol, logo, or other image on and in conjunction with the marketing, promotion, sale, copyrighting, or merchandising of a fund-raising plate or an image of the fund-raising plate in any manner that is offensive to the Michigan university or other person that owns the design, trade name, trademark, service mark, emblem, symbol, logo, or other image that is the subject of a written agreement under subsection (3).

**History:** Add. 2000, Act 77, Eff. Oct. 1, 2000;—Am. 2005, Act 317, Imd. Eff. Dec. 27, 2005;—Am. 2006, Act 562, Eff. Jan. 1, 2007.

### **257.811e Fund-raising registration plate.**

Sec. 811e. (1) Beginning January 1, 2007, the secretary of state may develop a fund-raising plate as provided in this section.

(2) A start-up fee of \$15,000.00 shall be paid for any new fund-raising plate authorized under this section. The fee shall be deposited in the transportation administration collection fund through October 1, 2011 to be used for the cost of creating, producing, and issuing fund-raising plates. If the fee described in this subsection is not paid within 18 months of the effective date of the public act that authorizes the development and issuance of a fund-raising plate, then the related fund-raising plate shall not be created, produced, or issued. A start-up fee paid under this subsection is nonrefundable.

(3) Not less than 3 years after the secretary of state first issues 1 of the fund-raising plates as described in subsection (1) and upon payment of \$2,000.00, the Michigan university or other person sponsoring that fund-raising plate may redesign it as approved by the secretary of state. The payment required under this subsection shall be deposited in the transportation administration collection fund through October 1, 2011 to be used for the cost of creating, producing, and issuing fund-raising plates. A payment under this subsection is nonrefundable.

(4) The secretary of state may develop 1 or more limited term registration plates to recognize a Michigan university or an accomplishment or occasion of a Michigan university.

(5) The secretary of state may, at any 1 time, develop not more than 8 different state sponsored fund-raising registration plates as described in this section, and matching state-sponsored collector plates as described in section 811g.

(6) The secretary of state shall not develop or issue a fund-raising plate unless a public act authorizing the fund-raising plate, at a minimum, does all of the following:

(a) Identifies the purpose of the fund-raising plate.

(b) Creates a nonprofit fund or designates an existing nonprofit fund to receive the money raised through the sale of fund-raising plates and matching collector plates.

(c) If a fund is created, names the person or entity responsible for administering the fund.

**History:** Add. 2000, Act 77, Eff. Oct. 1, 2000;—Am. 2001, Act 124, Imd. Eff. Oct. 12, 2001;—Am. 2006, Act 562, Eff. Jan. 1, 2007;—Am. 2009, Act 99, Imd. Eff. Sept. 30, 2009.

### **257.811f Fund-raising plate; issuance; donation, tax, and fee; renewal; personalized fund-raising plate; disabled person's plate; expiration; temporary registration permit.**

Sec. 811f. (1) The secretary of state may, upon application, issue 1 fund-raising plate instead of a standard registration plate to a person for use on a passenger motor vehicle or motor home or a pickup truck or van used exclusively to transport personal possessions or family members for nonbusiness purposes.

(2) A person may be issued a fund-raising plate for use on a vehicle under this act by applying to the secretary of state pursuant to section 217. An application for an original fund-raising plate shall be accompanied by a \$25.00 fund-raising donation, payment of the regular vehicle registration tax prescribed under this act, and a \$10.00 service fee. An application for renewal of a fund-raising plate shall be

accompanied by payment of the vehicle registration tax required under section 801 and a \$10.00 fund-raising donation. Application for a replacement fund-raising plate shall be accompanied by payment of only the fee prescribed under section 804.

(3) The secretary of state may issue a personalized fund-raising plate upon application and the payment of the personalized registration plate fee prescribed under section 803b in addition to the fees and donations prescribed under subsection (2) and the regular vehicle registration tax prescribed under this act.

(4) A disabled person who applies for a fund-raising plate under this section and who pays the required service fees shall be issued, as determined by the secretary of state, a disabled person's plate as provided in section 803d for his or her fund-raising plate. The secretary of state shall require the same proof that the applicant is a disabled person as is required for issuance of a permanent windshield placard under section 675.

(5) A fund-raising plate expires pursuant to section 226. The secretary of state may issue a tab or tabs designating the month and year of expiration for an original or renewal fund-raising plate.

(6) The secretary of state may issue a temporary registration permit to a person who submits an application and the proper fees and donation for a fund-raising plate, if the applicant's current vehicle registration will expire before his or her receipt of a fund-raising plate. The temporary registration shall expire upon the applicant's receipt of a fund-raising plate or upon the expiration of 30 days after the date of issuance, whichever occurs first. The temporary permit shall be issued without a separate fee.

**History:** Add. 2000, Act 77, Eff. Oct. 1, 2000;—Am. 2006, Act 562, Eff. Jan. 1, 2007.

#### **257.811g Collector plate; display; purchase; ceasing sale.**

Sec. 811g. (1) Except as otherwise provided in this act, the secretary of state may develop, market, promote, and sell a collector plate. However, the secretary of state shall only develop, market, and promote a collector plate with funds available from the collection of service fees under this chapter.

(2) A collector plate shall not be attached to a motor vehicle in a manner prescribed in section 225. A collector plate may be used on a vehicle in any lawful manner, including, but not limited to, being displayed on the front bumper of a vehicle.

(3) A person may purchase 1 or more collector plates by making payment to the secretary of state of the \$10.00 service fee and a \$25.00 fund-raising donation.

(4) The secretary of state may, as determined necessary by the secretary of state, cease to sell a collector plate.

**History:** Add. 2000, Act 77, Eff. Oct. 1, 2000;—Am. 2006, Act 562, Eff. Jan. 1, 2007.

#### **257.811h Disposition and use of service fee collections; separate accounts; disbursement; ceasing issuance of fund-raising plate; ownership of right, title, and interest; royalty fee; report.**

Sec. 811h. (1) Each service fee collected under sections 811f and 811g shall be credited to the transportation administration collection fund created under section 810b through October 1, 2011.

(2) The secretary of state shall identify and segregate the fund-raising donations collected under sections 811f and 811g into separate accounts. The secretary of state shall create a separate account for each fund-raising plate and its collector plates issued or sold by the secretary of state.

(3) As determined necessary by the secretary of state but not more than 45 days after the end of each calendar quarter, the secretary of state shall not less than once each calendar quarter authorize the disbursement of fund-raising donations segregated under subsection (2) and, independent from any disbursement under subsection (2), report the number of each type of fund-raising and collector plates issued, sold, or renewed to the following, as appropriate:

(a) The treasurer of a Michigan university.

(b) The person or entity identified in a public act pursuant to section 811e to administer a state-sponsored fund-raising registration plate fund.

(c) The sponsor of a fund-raising plate issued as prescribed under section 811e that was developed and issued after the effective date of the amendatory act that added this subdivision.

(4) A fund-raising plate created after the effective date of the amendatory act that added this subsection shall meet or exceed the following sales goals:

(a) In the first year, 2,000 plates.

(b) In the second and each subsequent year for 5 years, 500 original plates.

(5) The secretary of state may cease to issue a fund-raising plate or to issue a duplicate replacement of a fund-raising plate for use on a vehicle if that fund-raising plate fails to meet a sales goal described in subsection (4). The secretary of state may also cease to sell a collector plate that matches the discontinued fund-raising plate. However, the secretary of state may continue to renew fund-raising plates already issued

and collect the renewal fund-raising donation for those plates.

(6) The state of Michigan, through the secretary of state, shall own all right, title, and interest in all fund-raising plates and collector plates, including the right to use, reproduce, or distribute a fund-raising or collector plate or the image of a fund-raising or collector plate in any form. The secretary of state may authorize the commercial or other use of a fund-raising or collector plate design, logo, or image if written consent is obtained from the pertinent Michigan university or other person that sponsored a fund-raising plate. However, the secretary of state shall not authorize the commercial or other use of a fund-raising or collector plate under this section unless the user first agrees in writing to the terms and conditions that the secretary of state considers necessary. Those terms and conditions may include the payment of royalty fees to 1 or more of the following:

- (a) This state.
- (b) A Michigan university.
- (c) Another person that sponsored a fund-raising plate.

(7) A royalty fee paid to this state under a written agreement described in subsection (6) shall be credited to the transportation administration collection fund through October 1, 2011.

(8) Beginning not later than February 1, 2007, and annually after that, an organization receiving fund-raising donations disbursed under this section shall report to the state treasurer. A report under this subsection shall include a summary of expenditures during the preceding year of the money received under this section.

**History:** Add. 2000, Act 77, Eff. Oct. 1, 2000;—Am. 2003, Act 152, Eff. Oct. 1, 2003;—Am. 2006, Act 562, Eff. Jan. 1, 2007;—Am. 2009, Act 99, Imd. Eff. Sept. 30, 2009.

#### **257.811i Plates recognizing water quality; collection of donations; creation of water quality protection fund; definitions.**

Sec. 811i.

(1) Fund-raising plate donations collected for plates recognizing the water quality of this state under section 811f and collector plate fund-raising donations collected under section 811g shall be disbursed under section 811h by the secretary of state to the state treasurer, who shall credit the donation money to the water quality protection fund created under subsection (3).

(2) The department of environmental quality shall establish and administer a "water quality protection fund grant program" and shall set policy and oversee this program. The program shall provide grants to local units of government for the purpose of protecting the water quality of the Michigan Great Lakes and inland lakes, rivers, and streams. The department of environmental quality may promulgate rules to implement this grant program under the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328.

(3) The water quality protection fund is created within the state treasury. The state treasurer may receive money or other assets from any source for deposit into the fund. The state treasurer shall direct the investment of the fund. The state treasurer shall credit to the fund interest and earnings from fund investments. Money in the fund at the close of the fiscal year shall remain in the fund and shall not lapse to the general fund. Money from the fund shall be expended, upon appropriation, only for the purpose of protecting the water quality of the Michigan Great Lakes and inland lakes, rivers, and streams.

(4) For purposes of this chapter, "local unit of government" means any of the following:

- (a) A county, city, village, or township.
- (b) An agency of a county, city, village, or township.
- (c) The office of a county drain commissioner.

(d) A soil conservation district established under part 93 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.9301 to 324.9313.

(e) A watershed council established under part 311 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.31101 to 324.31119.

(f) A local health department as that term is defined in section 1105 of the public health code, 1978 PA 368, MCL 333.1105.

(g) A community college or junior college established pursuant to section 7 of article VIII of the state constitution of 1963.

(h) A 4-year institution of higher education, public or private, located in this state.

(i) An authority or other public body created by or pursuant to state law.

**History:** Add. 2000, Act 74, Eff. Mar. 28, 2001;—Am. 2006, Act 562, Eff. Jan. 1, 2007.

#### **257.811j Children's trust fund-raising plate or collector plate; collection of donations.**

Sec. 811j. (1) A fund-raising plate or collector plate recognizing children's trust shall be of a design as

determined by the secretary of state after consultation with the state child abuse and neglect prevention board created in section 3 of the child abuse and neglect prevention act, 1982 PA 250, MCL 722.603.

(2) Fund-raising donations for plates recognizing children's trust collected under sections 811f and 811g shall be transferred under section 811h by the secretary of state to the state treasurer, who shall credit the donation money to the children's trust fund created under section 1 of 1982 PA 249, MCL 21.171, for the support and benefit of the children of this state.

**History:** Add. 2000, Act 71, Eff. Mar. 28, 2001;—Am. 2006, Act 562, Eff. Jan. 1, 2007.

**257.811k Michigan lighthouse preservation grant fund; creation and expenditure of fund; annual accounting; grant awards; transfer and disposition of collected donations.**

Sec. 811k.

(1) The Michigan lighthouse preservation grant fund is created as a separate fund in the department of treasury. The fund shall be expended only as provided in this section. The state treasurer may receive money or other assets from any source for deposit into the fund. The state treasurer shall direct the investment of the fund. The state treasurer shall credit to the fund interest and earnings from fund investments. The state treasurer shall annually present to the department of history, arts, and libraries an accounting of the amount of money in the fund. Money in the fund at the close of the fiscal year shall remain in the fund and shall not lapse to the general fund.

(2) The department of history, arts, and libraries shall administer the Michigan lighthouse preservation fund and may expend money from that fund through discretionary historical grants to preserve Michigan lighthouses. The department of history, arts, and libraries shall use not more than 10% of the funds for costs that occur from fund administration and grant project coordination.

(3) The department of history, arts, and libraries may award grants under subsection (2) for the preparation of plans and specifications for restoration and stabilization and for stabilization, rehabilitation, or other preservation work on a Michigan lighthouse, but grants shall not be awarded for operational purposes. The department of history, arts, and libraries shall allocate grant funds pursuant to eligibility and scoring requirements established by the department of history, arts, and libraries. To award grants under this section, the department of history, arts, and libraries shall solicit applications from eligible recipients, score applications based on the established criteria, and award grants through executed contracts. All plans and work performed under a grant shall be consistent with the United States secretary of the interior's standards for rehabilitation and guidelines for rehabilitating historic buildings, 36 CFR 67, historic preservation certifications.

(4) Fund-raising donations for plates recognizing the historical lighthouses of this state under sections 811f and 811g shall be transferred under section 811h by the secretary of state to the state treasurer, who shall credit the donation money to the Michigan lighthouse preservation grant fund for the preservation of historic Michigan lighthouses.

**History:** Add. 2000, Act 73, Eff. Mar. 28, 2001;—Am. 2006, Act 298, Imd. Eff. July 20, 2006.

**Compiler's note:** For transfer of powers and duties of department of history, arts, and libraries or the Michigan historical center relating to the identification, certification, and preservation of historical sites to the Michigan state housing development authority, see E.R.O. No. 2009-26, compiled at MCL 399.752.

**257.811l Critical nongame wildlife habitat fund-raising plate and collector plate; collection of donations; transfer and disposition.**

Sec. 811l. (1) A fund-raising plate or collector plate recognizing the critical nongame wildlife habitats of this state shall be of a design as determined by the secretary of state after consulting with the director of the department of natural resources.

(2) Fund-raising donations for plates described in subsection (1) collected under sections 811f and 811g shall be transferred under section 811h by the secretary of state to the state treasurer, who shall credit the donation money to the nongame fish and wildlife trust fund created under section 43902 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.43902.

**History:** Add. 2000, Act 70, Eff. Mar. 28, 2001;—Am. 2006, Act 562, Eff. Jan. 1, 2007.

**257.811m Plates recognizing Michigan veterans memorial; donations.**

Sec. 811m. Fund-raising donations for plates recognizing the Michigan veterans memorial collected under sections 811f and 811g shall be transferred under section 811h by the secretary of state to the state treasurer, who shall credit the donation money to the Vietnam veterans memorial monument fund created in section 3 of the Michigan Vietnam veterans memorial act, 1988 PA 234, MCL 35.1053. These donations shall be used exclusively for the purposes described in sections 5 and 7 of the Michigan Vietnam veterans memorial act,

1988 PA 234, MCL 35.1055 and 35.1057.

**History:** Add. 2006, Act 562, Eff. Jan. 1, 2007.

**257.811n Agricultural heritage; fund-raising donations; collection; transfer and disbursement.**

Sec. 811n. Fund-raising donations for plates recognizing the agricultural heritage of this state collected under sections 811f and 811g shall be transferred under section 811h by the secretary of state to the state treasurer, who shall disburse the donation money to Michigan state university development, designated for the FFA vision2000 endowment fund, for the purpose of providing grants for agri-science, natural resources, and environmental K-12 educational programs.

**History:** Add. 2000, Act 79, Eff. Mar. 28, 2001;—Am. 2006, Act 562, Eff. Jan. 1, 2007.

**257.811o American pride; design; transfer and disbursement; proud to be American fund; report.**

Sec. 811o. (1) A fund-raising plate or collector plate recognizing American pride shall be of a design as determined by the secretary of state and contain the words "proud to be American" and "Michigan". Fund-raising donations for plates recognizing American pride collected under sections 811f and 811g shall be transferred under section 811h by the secretary of state to the state treasurer, who shall disburse the donation money to the proud to be American fund established under this section.

(2) The proud to be American fund is created within the state treasury. The state treasurer may receive money or other assets from any source for deposit into the fund. The state treasurer shall direct the investment of the fund. The state treasurer shall credit to the fund interest and earnings from fund investments.

(3) Money in the fund at the close of the fiscal year shall remain in the fund and shall not lapse to the general fund.

(4) The state treasurer shall disburse money in the fund on a monthly basis as follows:

(a) Fifty percent to the American National Red Cross established under 36 USC 300101 as represented by the Michigan state service council.

(b) Fifty percent to the Salvation Army.

(5) The American National Red Cross and the Salvation Army shall expend the money received under this section for disaster preparedness and disaster relief in the United States of America.

(6) The American National Red Cross and the Salvation Army shall annually report to the department of treasury an accounting of money received and used under this section.

**History:** Add. 2006, Act 562, Eff. Jan. 1, 2007.

**257.811p Olympic education-training center; design; logo; transfer and disbursement.**

Sec. 811p. (1) A fund-raising plate or collector plate recognizing the Olympic education-training center in this state shall bear an appropriate logo, the design of which the Olympic education-training center shall submit to the secretary of state. The secretary of state shall confer with the department of state police to ensure that the design will not compromise the ability of law enforcement agencies to accurately identify specific vehicles.

(2) Registration plates bearing an Olympic education-training center logo shall not be a duplication of another registration plate. The Olympic education-training center shall comply with section 803m(2), (3)(c) and (d), and (4)(c) and (d).

(3) Fund-raising donations for plates recognizing the Olympic education-training center collected under section 811f or 811g shall be transferred by the secretary of state to the state treasurer, who shall credit the funds to the Olympic education-training center fund. The money in the Olympic education-training center fund shall, upon appropriation, be distributed to the Olympic education-training center.

**History:** Add. 2006, Act 562, Eff. Jan. 1, 2007.

**257.811q Support for our troops; design; transfer and disbursement; support our troops fund; report.**

Sec. 811q. (1) A fund-raising plate or collector plate recognizing support for our troops shall be of a design as determined by the secretary of state and contain the emblem or logo of Support Our Troops, Inc. of Michigan, displaying a soldier and a child and the words "support our troops" and "Michigan". Fund-raising donations for plates recognizing support for our troops collected under sections 811f and 811g shall be transferred under section 811h by the secretary of state to the state treasurer, who shall disburse the donation money to the support our troops fund established under this section.

(2) The support our troops fund is created within the state treasury. The state treasurer may receive money



or other assets from any source for deposit into the fund. The state treasurer shall direct the investment of the fund. The state treasurer shall credit to the fund interest and earnings from fund investments.

(3) Money in the fund at the close of the fiscal year shall remain in the fund and shall not lapse to the general fund.

(4) The state treasurer shall disburse money in the fund on a monthly basis to Support Our Troops, Inc. of Michigan, which shall expend the money received under this section for troops and their families in accordance with its articles of incorporation.

(5) Support Our Troops, Inc. of Michigan shall annually report to the department of treasury an accounting of money received and used under this section.

(6) An application for a support our troops fund-raising or collector plate by a motor vehicle owner or lessee constitutes prior written consent and instruction by that owner or lessee to the secretary of state to provide the owner's or lessee's name and address to Support Our Troops, Inc. of Michigan.

**History:** Add. 2006, Act 562, Eff. Jan. 1, 2007.

### **257.812 Fee for duplicate or corrected license; renewal.**

Sec. 812. (1) Except as otherwise provided in subsection (2), for each duplicate license as provided in section 313, and for each correction of a license, a person may apply for renewal of the license and pay the renewal fee prescribed in this act or the person may, at his or her option and upon payment of the fee prescribed in this section, apply for a duplicate license which expires on the same date as the license which was lost, destroyed, mutilated, or became illegible. The secretary of state may check the applicant's driving record through the national driver register and the commercial driver license information system before issuing a license under this section. The fee for a duplicate chauffeur's license is \$18.00. The fee for a duplicate operator's license is \$9.00. A renewal fee shall not be charged for a change of address, a correction required to correct a department error, or, beginning January 1, 2007, to add or remove a heart insignia described in section 310.

(2) Except with regard to a person who is less than 21 years of age or a person with a license containing a hazardous material endorsement, for each duplicate license as provided in section 313, and for each correction of a license, a person shall apply for renewal of the license and pay the renewal fee prescribed in this act if the license was due to expire within the next 12 months. Except as otherwise provided in this act, a license renewed under this subsection shall be renewed for the combined period of the time remaining on the license before its renewal and the 4-year renewal period.

**History:** 1949, Act 300, Eff. Sept. 23, 1949;—Am. 1975, Act 122, Imd. Eff. July 1, 1975;—Am. 1987, Act 232, Imd. Eff. Dec. 28, 1987;—Am. 1989, Act 280, Imd. Eff. Dec. 26, 1989;—Am. 2003, Act 152, Eff. Oct. 1, 2003;—Am. 2004, Act 362, Imd. Eff. Oct. 4, 2004;—Am. 2005, Act 142, Imd. Eff. Sept. 29, 2005.

## **MISCELLANEOUS**

### **257.813 Certified copies of records.**

Sec. 813. For each page of a certified copy of a record as provided in section 207, paragraph (b) of chapter 2 of this act, \$1.00. All money collected under this section shall be deposited to the credit of the general fund.

**History:** 1949, Act 300, Eff. Sept. 23, 1949.

### **257.814 Use tax; collection; disposition; collection upon registration of nonresident vehicle in this state.**

Sec. 814. (a) If it appears to the secretary of state that a motor vehicle was purchased by an applicant in a state other than this state, unless the applicant produces a certificate of title issued to the applicant under the laws of that state, or a certificate of registration or registered bill of sale issued under the laws of another state showing the applicant for a Michigan certificate of title to have resided in the state that issued the certificate of title, certificate of registration, or registered bill of sale, the secretary of state shall conduct an investigation of the purchase and sale and of the title to the motor vehicle. If the secretary of state is satisfied that the applicant is the owner of the motor vehicle, or is otherwise entitled to register the motor vehicle in the applicant's name, the secretary of state shall issue to the applicant an appropriate certificate of title under section 217. Before the secretary of state issues the certificate of title, the applicant shall attach to the application a statement showing the amount of use tax due upon the motor vehicle described in the application on a form prescribed by the state treasurer, together with the amount of the use tax due upon the motor vehicle, under the use tax act, 1937 PA 94, MCL 205.91 to 205.111. However, if the motor vehicle is exempt by law from the payment of use tax, no use tax shall be paid.

(b) The secretary of state shall transmit the statement and the funds collected under subdivision (a) covering the payment of the use tax to the state treasurer. The secretary of state shall not issue a certificate of

title for a motor vehicle until the requirements of this section are satisfied. An owner of a motor vehicle purchased outside of this state who paid the use tax to the secretary of state under this section is not required to comply with sections 6, 7, and 8 of the use tax act, 1937 PA 94, MCL 205.96, 205.97, and 205.98.

(c) An owner of a motor vehicle purchased from a Michigan dealer in this state without application of sales tax due to an exemption under section 4a of the general sales tax act, 1933 PA 167, MCL 205.54a, who later by reason of storage or use is required to register the vehicle in this state shall pay a use tax at the time of registration, computed on the retail dollar value of a like vehicle, except when the motor vehicle is exempt from the use tax. The secretary of state shall use as his or her guide the retail dollar value from the current issue of any nationally recognized used vehicle guide for financial institution appraisal purposes in this state.

**History:** 1949, Act 300, Eff. Sept. 23, 1949;—Am. 1962, Act 80, Imd. Eff. Apr. 24, 1962;—Am. 2008, Act 7, Imd. Eff. Feb. 15, 2008.

**257.815 Application for registration or for transfer of license; statement of sales tax due; form; copies; exemption; certification; transmitting statement and sales tax funds to department of treasury; issuing or transferring title or license plates on motor vehicle sold by dealer; conditions; compensation for collection of sales tax.**

Sec. 815. (1) Each application for registration, or for a transfer of the license, of a motor vehicle, shall be accompanied by a statement showing the amount of the sales tax due upon the sale of the motor vehicle, on a form prescribed by the department of treasury, together with the amount of the sales tax due upon the sale under Act No. 167 of the Public Acts of 1933, as amended, being sections 205.51 to 205.78 of the Michigan Compiled Laws, and the statement shall be in triplicate, 1 copy to be retained by the dealer and 1 copy to be delivered to the purchaser, except if the sale of a motor vehicle is exempt by law from the payment of the sales tax, a tax shall not be paid. However, if the sale of a motor vehicle is exempt by law from the payment of the sales tax, a certification, on a form as the secretary of state shall prescribe, shall accompany the application for registration, signed and certified by the purchaser stating that the motor vehicle is exempt by law from the payment of the sales tax by virtue of the fact that the sale was an isolated transaction, pursuant to Act No. 167 of the Public Acts of 1933, as amended.

(2) The secretary of state shall transmit the statement and the funds covering the payment of the sales tax to the department of treasury. The secretary of state shall not issue a title, license plates or transfer a title or license plates on a motor vehicle sold by a dealer until the requirements of this section regarding the payment of the sales tax have been complied with. A dealer of new or secondhand vehicles selling motor vehicles at retail paying the sales tax to the secretary of state pursuant to this section shall not be required to include the sale of the motor vehicles on the dealer's reports to the department of treasury nor pay the tax on the sale as required by Act No. 167 of the Public Acts of 1933, as amended.

(3) The department of treasury shall determine and pay to the secretary of state reasonable compensation for the collection of the sales tax pursuant to this section.

**History:** 1949, Act 300, Eff. Sept. 23, 1949;—Am. 1980, Act 398, Eff. Mar. 31, 1981.

**257.816 Acceptance of credit cards for payment of tax or fee.**

Sec. 816. The secretary of state may accept a credit card, in lieu of cash or check, as payment of a tax or fee required under this act. The secretary of state shall determine which major credit cards may be accepted for payment.

**History:** Add. 1986, Act 129, Imd. Eff. June 16, 1986.

**257.817, 257.818 Repealed. 2003, Act 152, Eff. Oct. 1, 2003.**

**Compiler's note:** The repealed sections pertained to effective date for fee, charge, or tax increase, and signs and lists of transaction costs and fees.

**257.819 Disposition and use of revenues from increases in fees.**

Sec. 819. (1) Except as otherwise provided in this section, revenue from the increases in fees provided in 1987 PA 232 shall be deposited in the transportation economic development fund established in section 2 of 1987 PA 231, MCL 247.902, and shall not be appropriated for any other purpose in any act making appropriations of state funds.

(2) For the fiscal year ending September 30, 1989, and each fiscal year thereafter, of the revenue from the increases in fees provided in 1987 PA 232, \$2,500,000.00 shall be deposited in the state treasury and credited to the general fund, except that not more than \$1,000,000.00 shall be credited to the gasoline inspection and testing fund established in section 8 of the motor fuels quality act, 1984 PA 44, MCL 290.648.

(3) Except as provided under subsection (2), for the fiscal year ending September 30, 2008, of the revenue

from the increases in fees provided by 1987 PA 232, \$13,000,000.00 shall be deposited in the state treasury and credited to the general fund.

(4) Except as provided under subsection (2), for the fiscal year ending September 30, 2009, of prior and current revenues from the increases in fees provided by 1987 PA 232, \$18,000,000.00 shall be deposited in the state treasury and credited to the general fund and for the fiscal year ending September 30, 2010, \$12,000,000.00 shall be deposited in the state treasury and credited to the general fund.

**History:** Add. 1987, Act 232, Imd. Eff. Dec. 28, 1987;—Am. 1990, Act 168, Imd. Eff. July 2, 1990;—Am. 2008, Act 7, Imd. Eff. Feb. 15, 2008;—Am. 2008, Act 346, Imd. Eff. Dec. 23, 2008;—Am. 2009, Act 137, Imd. Eff. Nov. 4, 2009.

#### **257.819a Traffic law enforcement and safety fund; creation; investment, disposition, transfer, and expenditure of money.**

Sec. 819a. (1) The traffic law enforcement and safety fund is created within the state treasury.

(2) The state treasurer may receive money or other assets from any source for deposit into the fund. The state treasurer shall direct the investment of the fund. The state treasurer shall credit to the fund interest and earnings from fund investments.

(3) Money in the fund at the close of the fiscal year shall remain in the fund and shall not lapse to the general fund.

(4) The director of the department of state police may transfer any amount in the fund to the trooper recruit school fund created under section 819b.

(5) Except as otherwise provided in subsection (4), the department of state police shall expend money from the fund, upon appropriation, only for 1 or more of the following purposes:

- (a) To enhance enforcement of traffic laws.
- (b) To enhance the ability to provide safety on the streets and highways of this state.

**History:** Add. 2003, Act 152, Eff. Oct. 1, 2003;—Am. 2005, Act 179, Imd. Eff. Oct. 20, 2005.

#### **257.819b Trooper recruit school fund; creation; investment, disposition, and expenditure of money.**

Sec. 819b. (1) The trooper recruit school fund is created within the state treasury.

(2) The state treasurer may receive money or other assets from any source for deposit into the fund. The state treasurer shall direct the investment of the fund. The state treasurer shall credit to the fund interest and earnings from fund investments.

(3) Money in an amount of not more than \$5,000,000.00 in the fund at the close of the fiscal year shall remain in the fund and shall not lapse to the general fund. Any amount greater than \$5,000,000.00 at the close of the fiscal year shall be credited to the traffic law enforcement and safety fund created under section 819a.

(4) The department of state police shall expend money from the fund, upon appropriation, only for 1 or more of the following purposes:

- (a) Conduct a trooper recruit school to recruit and train new troopers.
- (b) Conduct retraining schools for new troopers during the trooper probationary period.

**History:** Add. 2003, Act 152, Eff. Oct. 1, 2003.

#### **257.820 Repealed. 2003, Act 152, Eff. Oct. 1, 2003.**

**Compiler's note:** The repealed section pertained to applicability of fee increases.

#### **257.821 Disposition and use of fees.**

Sec. 821. For the fiscal year ending September 30, 1990 and each fiscal year thereafter, \$120,000.00 or 5% of the revenue from the road test fees, whichever is greater, shall be deposited in the transportation economic development fund from behind-the-wheel road test fees collected pursuant to section 309 in connection with the issuance of a vehicle group designation or indorsement. The balance of the revenue from these fees shall be deposited in the state treasury and credited to the general fund and shall be used to cover administrative costs of the department of state associated with new duties imposed with respect to commercial vehicles pursuant to Act No. 346 of the Public Acts of 1988.

**History:** Add. 1989, Act 280, Imd. Eff. Dec. 26, 1989.